

WEDNESDAY, APRIL 24, 2019

THIRTY-THIRD LEGISLATIVE DAY

The House met at 9:00 a.m. and was called to order by Mr. Speaker Casada.

The proceedings were opened with prayer by Pastor Bryan Simmons, Blessed Hope Baptist Church, Sparta, TN.

Representative Sherrell led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present..... 93

Representatives present were Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Dunn, Eldridge, Faison, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Windle, Wright, Zachary, Mr. Speaker Casada -- 93

EXCUSED

The Speaker announced that the following member has been excused, pursuant to request under **Rule No. 20**:

Representative Moody; personal

PRESENT IN CHAMBER

Reps. Holt and Doggett were recorded as being present in the Chamber.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 1 Reps. Lamar and Cooper as prime sponsors.

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House Bill No. 129 Reps. Lamar, Dixie, Stewart, Camper, Towns, Helton, Hodges and Shaw as prime sponsors.

House Bill No. 624 Rep. Hardaway as prime sponsor.

House Bill No. 1538 Rep. Cooper as prime sponsor.

**MESSAGE FROM THE SENATE
April 24, 2019**

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos. 535 and 576; adopted, for the House's action.

RUSSELL A. HUMPHREY, Chief Clerk

***Senate Joint Resolution No. 535** -- Memorials, Interns - Nicholas Gernt. by *Yager.

***Senate Joint Resolution No. 576** -- Memorials, Recognition - Janice White, 2019 Community Recipient, John J. Duncan Sr. Award. by *Massey, *Briggs, *McNally, *Swann.

**MESSAGE FROM THE SENATE
April 24, 2019**

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos. 402 and 452; adopted, for the House's action.

RUSSELL A. HUMPHREY, Chief Clerk

***Senate Joint Resolution No. 402** -- Memorials, Recognition - Family Meals Month, September 2019. by *Southerland, *Akbari.

***Senate Joint Resolution No. 452** -- Memorials, Retirement - James "Jimmy" Harden. by *Roberts.

WELCOMING AND HONORING

RULES SUSPENDED

Rep. Lamberth moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 602 out of order, which motion prevailed.

***House Joint Resolution No. 602** -- General Assembly, Recess & Reconvene - Recesses the House of Representatives from close of business on April 24, 2019, until April 29, 2019, at 3.30 pm. by *Lamberth.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Lamberth, the resolution was adopted.

A motion to reconsider was tabled.

RULES SUSPENDED

Rep. Lamberth moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 603 out of order, which motion prevailed.

***House Joint Resolution No. 603** -- General Assembly, Joint Conventions - Calls a joint convention of the general assembly on April 29, 2019, for the purpose of voting on the confirmation of Carma Dennis McGee to the Tennessee Court of Appeals, Western Section. by *Lamberth.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Lamberth, the resolution was adopted.

A motion to reconsider was tabled.

RESOLUTIONS

Pursuant to **Rule No. 17**, the following resolutions were introduced and placed on the Consent Calendar for April 29, 2019:

House Resolution No. 118 -- Memorials, Interns - Blake Owens. by *Jernigan, *Keisling, *Windle, *Beck, *DeBerry, *Hulsey, *Lamberth, *Ramsey, *Hazlewood.

House Resolution No. 119 -- Memorials, Interns - Jacob Misenhimer. by *Williams.

***House Joint Resolution No. 604** -- Memorials, Death - James Arrington "Jimmy" Webb III. by *Freeman.

***House Joint Resolution No. 605** -- Memorials, Interns - MacKenzie E. Stonis. by *Parkinson.

***House Joint Resolution No. 606** -- Memorials, Academic Achievement - Venesha Jett, Valedictorian, Memphis Academy of Health Sciences. by *Parkinson.

***House Joint Resolution No. 607** -- Memorials, Academic Achievement - Jeremiah Higginbottom, Salutatorian, Memphis Academy of Health Sciences. by *Parkinson.

***House Joint Resolution No. 608** -- Memorials, Retirement - Vanessa M. Horner. by *Parkinson.

***House Joint Resolution No. 609** -- Memorials, Interns - Indygo Tabb. by *Camper.

***House Joint Resolution No. 610** -- Memorials, Interns - Rebeca Garcia Chavez. by *Camper.

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***House Joint Resolution No. 611** -- Memorials, Interns - La Toria Lane. by *Camper.

***House Joint Resolution No. 612** -- Memorials, Public Service - Judge Brandon O. Gibson. by *Holt.

***House Joint Resolution No. 614** -- Memorials, Recognition - Reverend Dr. Rosalyn R. Nichols, 2019 Memphis Living Legend Award. by *Camper.

***House Joint Resolution No. 615** -- Memorials, Interns - Lauren-Ashley Berry. by *Faison.

***House Joint Resolution No. 616** -- Memorials, Interns - Duke Gear. by *Casada.

***House Joint Resolution No. 617** -- Memorials, Recognition - Jeff Cherry. by *Boyd.

**SENATE JOINT RESOLUTIONS
(Congratulatory and Memorializing)**

Pursuant to **Rule No. 17**, the resolutions listed were noted as being placed on the Consent Calendar for April 29, 2019:

***Senate Joint Resolution No. 402** -- Memorials, Recognition - Family Meals Month, September 2019. by *Southerland, *Akbari.

***Senate Joint Resolution No. 452** -- Memorials, Retirement - James "Jimmy" Harden. by *Roberts.

INTRODUCTION OF BILLS

On motion, the following bills were introduced and passed first consideration:

House Bill No. 1542 -- Scott County - Subject to local approval, imposes a \$25.00 litigation tax on each case filed in circuit, general sessions, and juvenile courts in the county to fund the Scott County Family Justice Center. - Amends Chapter 247 of the Private Acts of 1982. by *Keisling.

REPORTS FROM STANDING COMMITTEES

The committees that met on **April 24, 2019**, reported the following:

FINANCE, WAYS, AND MEANS COMMITTEE

The Finance, Ways, and Means Committee recommended for passage: House Bills Nos. 473, 1312, 809, 123, 605, 498, 407, 1340, 1187, 1468, 776, 494, 176, 2, 156, 502, 909, 917, 565, 729, 316, 280, 907, 552, 551, 178, 41, 1047, 797, 714, 518, 620, 296, 983, 745, 1425, 1004, 567, 982, 394, 185, 786, 322, Senate Bill No. 1107 and Senate Joint Resolution No. 154, also House Bills Nos. 664, 326, 1441, 524, 1327, 1410, 779, 690, 37, 1264, 867, 1274 and 1156 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

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COMMITTEE ON CALENDAR AND RULES

The Calendar and Rules Committee met and set the following bill on the **Regular Calendar No. 2** for **April 24, 2019**: Senate Joint Resolution No. 154.

CONSENT CALENDAR

House Bill No. 1539 -- Rutherford County - Subject to local approval, transfers oversight of the human resources department from the county legislative body to the county mayor. - Amends Chapter 61 of the Private Acts of 2003. by *Baum, *Sparks.

***House Bill No. 1530** -- Baxter - Subject to local approval, rewrites the charter. - Amends Chapter 35 of the Private Acts of 1915; as amended. by *Williams, *Zachary.

***House Bill No. 1538** -- Shelby County - Subject to local approval, authorizes proceeds from the hotel motel tax to be used for expenditures incurred in connection with a sports facility and the promotion of tourism. - Amends amend Chapter 131 of the Private Acts of 1969; as amended. by *Vaughan, *Cooper.

***Senate Joint Resolution No. 166** -- General Assembly, Statement of Intent or Position - Urges local education agencies to provide ACEs training for all teachers. by *Akbari, *Crowe, *Robinson.

***House Joint Resolution No. 397** -- General Assembly, Statement of Intent or Position - Urges Secretary of State to include the Appalachian dialect in Section VI of the Tennessee Blue Book. by *Faison.

***House Bill No. 1531** -- Portland - Subject to local approval, transfers the duty to collect taxes from the recorder to the finance director; eliminates certain other duties of the recorder; requires the city council to fix the compensation and duties of all officers and employees of the city, consistent with the charter and general law. - Amends Chapter 568 of the Private Acts of 1939; as amended. by *Lamberth.

***House Bill No. 1534** -- Gibson - Subject to local approval, abolishes an alderman position that is vacant after the November 2018 election and is not filled by appointment. - Amends Chapter 88 of the Private Acts of 2006. by *Halford.

House Bill No. 1532 -- Lebanon - Subject to local approval, deletes reference to property interest for municipal employees. - Amends Chapter 644 of the Private Acts of 1911; as amended. by *Boyd.

***House Bill No. 1535** -- School Districts, Special - Decreases the boundary of the district pursuant to the request of the Tenth Special School District of Wilson County. - Amends Chapter 330 of the Acts of 1901; as amended. by *Boyd.

***House Bill No. 1541** -- Maury County - Subject to local approval, clarifies that all parks and recreation areas owned or operated by the county are under the control of the board of park commissioners. - Amends Chapter 296 of the Private Acts of 1957; as amended. by *Cepicky.

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House Resolution No. 110 -- Memorials, Sports - Rusty Yaden, District 3-A Coach of the Year. by *Windle.

House Resolution No. 111 -- Memorials, Academic Achievement - Zeena Whayeb, Salutatorian, Chattanooga Central High School. by *Smith.

House Resolution No. 112 -- Memorials, Academic Achievement - Preston Fore, Valedictorian, Chattanooga Central High School. by *Smith.

House Resolution No. 113 -- Memorials, Academic Achievement - Quincy Card, Salutatorian, St. Benedict at Auburndale High School. by *Thompson.

House Resolution No. 114 -- Memorials, Academic Achievement - Wyatt Ellis, Valedictorian, St. Benedict at Auburndale High School. by *Thompson.

House Resolution No. 115 -- Memorials, Interns - Kamaldeep Singh. by *Thompson.

House Resolution No. 116 -- Memorials, Interns - Khyiah K. Riviears. by *Moon, *Hardaway, *Powers.

House Resolution No. 117 -- Memorials, Interns - Tara Robbins. by *Lamberth.

***House Joint Resolution No. 577** -- Memorials, Academic Achievement - Aleha Cole, Salutatorian, Douglass High School. by *Parkinson.

***House Joint Resolution No. 578** -- Memorials, Academic Achievement - Hannah Fields, Valedictorian, Douglass High School. by *Parkinson.

***House Joint Resolution No. 579** -- Memorials, Academic Achievement - Tupac S. Moseley, Valedictorian, Raleigh Egypt High School. by *Parkinson.

***House Joint Resolution No. 580** -- Memorials, Academic Achievement - Daniela Carrillo, Salutatorian, Raleigh Egypt High School. by *Parkinson.

***House Joint Resolution No. 581** -- Memorials, Sports - Charles F. Wilson, Jr. by *Dixie.

***House Joint Resolution No. 582** -- Memorials, Retirement - Gary Howard. by *Windle.

***House Joint Resolution No. 583** -- Memorials, Sports - Hunter Sturgill. by *Moon, *Ramsey.

***House Joint Resolution No. 584** -- Memorials, Interns - Savannah Morgan Cagle. by *Howell, *Weaver, *Whitson, *Griffey.

***House Joint Resolution No. 585** -- Memorials, Death - James Westley "Mutt" Pritchett. by *Weaver.

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***House Joint Resolution No. 586** -- Memorials, Recognition - "Arts in Education Week". by *Weaver.

***House Joint Resolution No. 587** -- Memorials, Professional Achievement - AHC McNairy County, 2018 Silver Achievement in Quality Award. by *Gant.

***House Joint Resolution No. 588** -- Memorials, Recognition - National Drug Endangered Children Awareness Day. by *Littleton.

***House Joint Resolution No. 589** -- Memorials, Recognition - Collinwood American Legion Post 254 Funeral Honors Team. by *Byrd.

***House Joint Resolution No. 590** -- Memorials, Death - Bob Taylor Oakley. by *Weaver.

***House Joint Resolution No. 591** -- Memorials, Academic Achievement - Isabella Rose Terry, Top Ten Graduate, Smith County High School. by *Weaver.

***House Joint Resolution No. 592** -- Memorials, Academic Achievement - Kaitlyn Victoria Lankford, Top Ten Graduate, Smith County High School. by *Weaver.

***House Joint Resolution No. 593** -- Memorials, Academic Achievement - Hannah Makailyn Gregory, Top Ten Graduate, Smith County High School. by *Weaver.

***House Joint Resolution No. 594** -- Memorials, Academic Achievement - Samantha Nicole Lewis, Top Ten Graduate, Smith County High School. by *Weaver.

***House Joint Resolution No. 595** -- Memorials, Academic Achievement - Kendall Nicole Williams, Top Ten Graduate, Smith County High School. by *Weaver.

***House Joint Resolution No. 596** -- Memorials, Academic Achievement - Avery Anne Schoolfield, Top Ten Graduate, Smith County High School. by *Weaver.

***House Joint Resolution No. 597** -- Memorials, Academic Achievement - Jessica Lynn Maynard, Top Ten Graduate, Smith County High School. by *Weaver.

***House Joint Resolution No. 598** -- Memorials, Academic Achievement - Ethan Adam Buckler, Top Ten Graduate, Smith County High School. by *Weaver.

***House Joint Resolution No. 599** -- Memorials, Interns - Rosalie Gunger. by *Sparks.

***House Joint Resolution No. 600** -- Memorials, Interns - Davida Johnson. by *Sparks.

***House Joint Resolution No. 601** -- Memorials, Recognition - CareNet Pregnancy Medical Center, 25th anniversary. by *Littleton, *Curcio.

Rep. Moon moved that all members voting aye on House Joint Resolution No. 583 be added as co-prime sponsors, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Reps. Ragan and Williams.

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Rep. Littleton moved that all members voting aye on House Joint Resolution No. 588 be added as co-prime sponsors, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Reps. Ragan and Williams.

Rep. Hardaway moved that all members voting aye on House Resolution No. 116 be added as co-prime sponsors, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Reps. Ragan and Williams.

Pursuant to **Rule No. 50**, Rep. Zachary moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate Joint Resolutions confirming appointments on the Clerk's desk be substituted for House Joint Resolutions confirming the same appointments, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes	91
Noes.....	0
Present and not voting.....	1

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Freeman, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Windle, Wright, Zachary, Mr. Speaker Casada--91

Representatives present and not voting were: Gant--1

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "aye" to "no" on **Consent Calendar** and have this statement entered in the Journal: Rep. Holt.

PRESENT IN CHAMBER

Reps. Farmer, Williams and Mitchell were recorded as being present in the Chamber.

APPROPRIATIONS CALENDAR

WEDNESDAY, APRIL 24, 2019 -- THIRTY-THIRD LEGISLATIVE DAY UNOFFICIAL VERSION

House Bill No. 1508 -- Appropriations - As introduced, makes appropriations for the fiscal years beginning July 1, 2018, and July 1, 2019. by *Lamberth, *Gant, *Lynn, *Holt, *Hazlewood, *Hicks, *Sparks, *Keisling. (*SB1518 by *Johnson, *Crowe)

Rep. Lynn moved that House Bill No. 1508 be passed on third and final consideration.

Rep. Hazlewood requested that Finance, Ways, and Means Committee Amendment No. 1 be placed at the heel of the amendments.

Rep. Hazlewood moved adoption of Finance, Ways, and Means Committee Amendment No. 2 as follows:

Amendment No. 2

AMEND House Bill No. 1508 **ADMINISTRATION AMENDMENT**

by adding the following Sections between Sections 55 and 56 of the bill and by renumbering the Sections accordingly.

ADDITIONAL 2019-2020 APPROPRIATIONS

SECTION 56. Other Additions to Budget. In addition to the amounts appropriated in Sections 1 and 4 of this act, the following amounts are appropriated, and the Commissioner of Finance and Administration is authorized to allocate the appropriations to the appropriate organizational units and to adjust federal aid and other departmental revenues and position authorizations accordingly. Full-time (FT) and part-time (PT) position authorizations are estimated in the text of the following line items.

Item 1. General Fund and Education Fund Appropriations. The following appropriations are from the general fund and education fund, as applicable.

	<u>Recurring</u>	<u>Non-Recurring</u>
1. Court System – Indigent Task Force – Increase Hourly Rate to \$55/hr.	\$ 3,800,000	\$ 0
2. Court System – Judicial Assistants – Salary Funding	750,800	0
3. Attorney General – TBI Medicaid Fraud Positions – State Match	57,500	0
4. Attorney General – Recognize Environment and Conservation Change	330,000	0
5. District Attorneys General – Case Management System	0	344,900
6. District Attorneys General – Additional Staffing (9 FT)	634,800	41,400
7. Commission on Aging and Disability – Public Guardian Program	1,000,000	0
8. State Museum – Rent	358,900	0
9. Finance & Administration – MyTN App	1,600,000	2,600,000

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10. Finance & Administration – Internal Audit (1FT)	250,000	0
11. Agriculture – Chronic Wasting Disease	50,000	0
12. Tourist Development – Marketing and Office of Rural Initiatives	0	1,500,000
13. Correction – Hepatitis C Treatment – Increase	0	24,678,700
14. Economic and Community Development – Launch TN – Additional Funding	0	800,000
15. Economic and Community Development – Economic & Community Development Grants	0	3,000,000
16. Economic and Community Development – Film and TV Incentive Fund – Grants	0	2,000,000
17. Education – State Board of Education – Operations	100,000	0
18. Education – National Career Readiness Certificate Pilot Program	0	450,000
19. Education – Literacy Coaching – Pilot	0	1,800,000
20. Education – Online Literacy Standard Tool and Ready with Resources Content – Training and Support	0	1,000,000
21. Higher Education – ETSU Rural Public Health Project – Faculty Recruitment	750,000	750,000
22. Higher Education – Mechatronics Program	0	1,000,000
23. Higher Education – TSU McMinnville Center - Nursery	800,000	0
24. Higher Education – TSU McMinnville Center - Maintenance	0	550,000
25. Health – Tobacco Use Prevention Media Campaign – Grants	0	2,000,000
26. Mental Health and Substance Abuse Services – Pre-Arrest Diversion Infrastructure – Transfer to Capital	0	(1,500,000)
27. Mental Health and Substance Abuse Services – In-patient Cost Support	0	1,000,000
28. Military – TEMA Disaster Relief	0	4,000,000
29. Safety – Temporary Part-Time Driver License Examiners – REAL ID	0	400,000
30. Safety – Legal Division (6 FT)	0	0
31. Miscellaneous Appropriations – Salary – Market Rate Adjustment – Increase	7,500,000	0
32. Miscellaneous Appropriations – Real Estate Master Plan – Increase	0	1,500,000
33. Miscellaneous Appropriations – Van Buren County – Grant	0	200,000
34. Miscellaneous Appropriations – Henry County – Grant	0	200,000
35. Miscellaneous Appropriations –	0	4,000,000

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	Consulting/Study – Governor's Efficiency Initiatives		
36.	Miscellaneous Appropriations – Memphis Riverfront Development - Grant	0	10,000,000
37.	Miscellaneous Appropriations – Aeronautics Economic Development Fund	0	5,000,000
38.	Miscellaneous Appropriations – The Radioactive Material International Training Center and Educational Center	0	8,250,000
39.	Miscellaneous Appropriations – Helen Ross McNabb Center – Grant	0	150,000
40.	Miscellaneous Appropriations – National Museum of African American Music – Grant	0	3,000,000
41.	Miscellaneous Appropriations – Save the Children – Literacy – Grant	0	1,000,000
42.	Miscellaneous Appropriations – Science Alliance of TN – Grant	0	300,000
43.	Miscellaneous Appropriations – Big Brothers Big Sisters – Grant	0	250,000
44.	Miscellaneous Appropriations – Tennessee Girl Scouts Council – Grant	0	71,400
45.	Miscellaneous Appropriations – Youth About Business – Grant	0	250,000
46.	Miscellaneous Appropriations – Jobs for TN Graduates – Grants	0	1,500,000
47.	Miscellaneous Appropriations – Project Return – Grant	0	500,000
48.	Miscellaneous Appropriations – Center for Employment Opportunities – Grant	0	150,000
49.	Miscellaneous Appropriations – TN Anti-Slavery Alliance – Grant	0	375,000
50.	Miscellaneous Appropriations – Families Free – Grant	0	150,000
51.	Miscellaneous Appropriations – YWCA of Knoxville – Grant	0	100,000
52.	Miscellaneous Appropriations – Chattanooga Endeavors – Grant	0	110,000
53.	Miscellaneous Appropriations – YWCA of Memphis – Grant	0	100,000
54.	Miscellaneous Appropriations – Memphis Music Banq – Grant	0	50,000
55.	Miscellaneous Appropriations – Lipscomb Life – Grant	0	121,100
56.	Miscellaneous Appropriations – Men of Valor – Grant	0	500,000
57.	Miscellaneous Appropriations – Hunters for the Hungry – Grant	0	100,000
58.	Miscellaneous Appropriations – Community Grant – Town of Smyrna –	0	75,000

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	Playground for children with disabilities		
59.	Miscellaneous Appropriations – Community Grant – Columbia State CC – Capital – Planning new Technology Building – Williamson County Campus	0	700,000
60.	Miscellaneous Appropriations – Community Grant – South Central TN Workforce Alliance – Maury Co. Imagination Library	0	5,000
61.	Miscellaneous Appropriations – Community Grant – Spring Hill Public Library – Summer Reading Pilot Program	0	10,000
62.	Miscellaneous Appropriations – Community Grant – City of Charlotte – Charlotte Ballpark Lighting	0	30,000
63.	Miscellaneous Appropriations – Community Grant – Annesdale Snowden Neighborhood Association – Memphis – Betterment	0	50,000
64.	Miscellaneous Appropriations – Community Grant – Lawrenceburg Fire Dept. – Jason Dickey Memorial Regional Training Center for Fire Rescue	0	136,000
65.	Miscellaneous Appropriations – Community Grant – Johnson County Schools – Robotics Program	0	25,000
66.	Miscellaneous Appropriations – Community Grant – DCS – Grants to organizations that care for children awaiting foster care placement	0	100,000
67.	Miscellaneous Appropriations – Community Grant – City of Bartlett – Paving walking paths near Quail Ridge and Rocky Ford parks	0	110,000
68.	Miscellaneous Appropriations – Community Grant – Harpeth Scholastic Shooting Complex Foundation – Skeet and Trap House Construction	0	175,000
69.	Miscellaneous Appropriations – Community Grant – Dream Center of Jackson – Individuals in Recovery	0	25,000
70.	Miscellaneous Appropriations – Community Grant – Boys and Girls Club of Jackson – Programs and Education	0	5,000
71.	Miscellaneous Appropriations – Community Grant – City of Spencer	0	60,000
72.	Miscellaneous Appropriations – Community Grant – Union City Industrial Development Board	0	135,000
73.	Miscellaneous Appropriations –	0	550,000

Community Grant – Lynnville Area Arts Association – Star Theatre and Antoinette Hall – Restoration		
74. Mental Health and Substance Abuse Services – Women's Residential Recovery Court – From Court System	285,000	0
75. Court System – Women's Residential Recovery Court – To Mental Health and Substance Abuse Services (-2 FT)	(285,000)	0
76. Education – Grants-In-Aid – Niswonger Foundation Grant – To Northeast State Community College	0	(100,000)
77. Higher Education – Northeast State Community College – Niswonger Foundation Grant – From Education	0	100,000
Total	\$ 17,982,000	\$ 86,533,500

The appropriation in this item to the Department of Economic and Community Development for Economic & Community Development grants is for the sole purpose of making rural and community grants for capital expenditures, repairs, maintenance, or operations to local governments or non-profit public education, public safety, library, community, or recreational service entities. The Commissioner of Finance and Administration shall approve such grants before said grants shall be disbursed.

The appropriation in this item to Miscellaneous Appropriations for a grant to Science Alliance of TN is for the sole purpose of making a grant in equal amounts to each of the Science Alliance Museums.

The appropriation in this item to Miscellaneous Appropriations for a grant to Big Brothers Big Sisters shall be distributed equally among the following five (5) Big Brothers Big Sisters programs in Tennessee: (a) Big Brothers Big Sisters of Clarksville, (b) Big Brothers Big Sisters of Greater Chattanooga, (c) Big Brothers Big Sisters of East Tennessee, (d) Big Brothers Big Sisters of the Mid-South, Inc., and (e) Big Brothers Big Sisters of Middle Tennessee.

The appropriation in this item to Miscellaneous Appropriations for a grant to Jobs for Tennessee Graduates, Inc., is for the sole purpose of providing a one-credit course, general elective to twelfth grade at-risk high school students.

The appropriation in this item to Miscellaneous Appropriations for a grant to TN Anti-Slavery Alliance is for the sole purpose of providing grants to the three (3) single point of contact agencies in Tennessee recognized by the Tennessee Bureau of Investigation and the Department of Children's Services to facilitate the provision of comprehensive wraparound services to victims of human trafficking recovered in Tennessee. The services funded in this item shall include, but not be limited to, safe housing, medical care, mental health and substance abuse

care, transportation, job training, and other basic human needs. The grants shall be distributed in equal amounts to the following agencies: (a) Grow Free Tennessee in Knoxville, (b) Restore Corps in Memphis, and (a) End Slavery Tennessee in Nashville.

The appropriation in this item to Miscellaneous Appropriations for a grant to Families Free is for the sole purpose of providing services to mothers and children affected by neonatal abstinence syndrome.

SECTION 57. Legislation. In addition to the appropriations in Sections 1 and 4 of this act, the following amounts hereby are appropriated for the purpose of implementing the cited bills, and such additional or lesser amounts indicated in the final fiscal note on the bills as enacted are hereby appropriated. The Commissioner of Finance and Administration is authorized to allocate the appropriations to the appropriate organizational units and to adjust federal aid and other departmental revenues and authorized positions accordingly. Federal and other departmental revenue adjustments may be made in reconciliation to said fiscal notes and to available federal aid and other departmental revenue. Adjustments to the number of authorized positions indicated in the line items as full-time (FT), part-time (PT), and seasonal shall be reconciled to the fiscal notes. The negative amounts in line-items of this section are appropriation reductions, and the positive amounts are appropriation increases. The appropriation in each item of this section is subject to the bill cited in that item becoming a law, except as otherwise provided.

Item 1. General Fund and Education Fund Appropriations. The following appropriations are from the general fund and education fund, as applicable.

	<u>Recurring</u>	<u>Non-Recurring</u>
1. SB 10 / HB 2 – Correction – Incarceration – JuJuan Latham Act	\$ 138,900	\$ 0
2. SB 302 / HB 1075 – Agriculture – Wine and Grape Board	0	300,000
3. SB 578 / HB 642 – Public Defenders – Appellate Division – Fiscal Note Reconciliation	4,300	(10,200)
4. SB 579 / HB 643 – Miscellaneous Appropriations – Transportation for mental health patients	4,000,000	0
5. SB 795 / HB 939 – Education Savings Accounts – NR Reduction	0	(24,678,700)
6. SB 796 / HB 940 – Public Charter School Commission – Appellate Charter School Authorizer	701,600	250,000
7. SB 797 / HB 941 – District Attorneys – Expungement Fees	0	144,000
8. SB 798 / HB 942 – Correction – Incarceration – Fentanyl Classification – Fiscal Note Reconciliation	2,304,500	0

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9.	SB 799 / HB 943 – District Attorneys – Service Credits – Fiscal Note Reconciliation	87,100	11,900
10.	SB 799 / HB 943 – District Public Defenders – Service Credits – Fiscal Note Reconciliation	84,200	16,500
11.	SB 799 / HB 943 – Human Services for District Attorneys – Service Credits – Fiscal Note Reconciliation	10,000	0
12.	SB 801 / HB 945 – Agriculture Education Task Force – Fiscal Note Reconciliation	0	10,100
13.	SB 1516 / HB 1509 – Budget Implementation – General Law Changes – Estimated @ \$0	0	0
Total		\$ 7,330,600	\$ (23,956,400)

Item 2. Dedicated Source and Earmarked Appropriations. The following appropriations are from dedicated state revenue sources and departmental revenues.

	<u>Recurring</u>	<u>Non-Recurring</u>
1. SB 251 / HB 174 – Commerce & Insurance – Fire Prevention Fund – Transfer to TBI	\$ (3,500,000)	\$ 0
2. SB 251 / HB 174 – Tennessee Bureau of Investigation – Fire Prevention Fund – Transfer from Commerce & Insurance	3,500,000	0
3. SB 805 / HB 949 – Lottery for Education Account – GIVE Act	(4,000,000)	0
4. SB 806 / HB 950 – Treasurer – Electronic Monitoring Indigency Fund	90,600	0
5. SB 474 / HB 771 – TennCare – Hospital Assessment – Fiscal Note Reconciliation	0	144,637,600
6. SB 1349 / HB 527 – TennCare – Ambulance Service Provider Assessment – Fiscal Note Reconciliation	0	1,046,200
Total	\$ (3,909,400)	\$ 145,683,800

SECTION 58. Cost Increase Reductions. The appropriations in Section 1 of this act, except as otherwise provided herein, hereby are reduced in the following amounts for the purpose of deleting cost increase appropriations and positions that had been recommended in the 2019-2020 Budget Document, and the Commissioner of Finance and Administration is authorized to allocate the appropriation reductions to the appropriate organizational units and to adjust federal aid and other departmental revenues and authorized positions accordingly.

Item 1. The appropriation in Section 1, Title III-9, Item 2.1c, Basic Education Program, is hereby reduced by \$6,800,000 recurring.

Item 2. The appropriation in Section 1, Title III-9, Item 3, College, Career and Technical Education, is hereby reduced by \$1,000,000 recurring.

Item 3. The appropriation in Section 1, Title III-11, Item 8, Tennessee Law Enforcement Training Academy, hereby is reduced in the amount of \$22,200 recurring.

Item 4. The appropriation in Section 1, Title III-20, Item 3, Tennessee Highway Patrol, hereby is reduced in the amount of \$1,426,800 recurring.

Item 5. The appropriation in Section 1, Title III-22, Item 11.1, Administration Amendment, hereby is reduced in the amount of \$20,000,000, with \$10,000,000 being recurring and \$10,000,000 being non-recurring.

ADDITIONAL 2018-2019 SUPPLEMENTAL APPROPRIATIONS

SECTION 59. Other 2018-2019 Supplemental Appropriations. The provisions of this section shall take effect upon becoming a law, the public welfare requiring it. There is hereby appropriated the following amounts, which shall be in addition to the appropriations provided under Chapter 1061, Public Acts of 2018, and in Section 38 of this act.

Item 1. To the Attorney General and Reporter, Special Litigation, the amount in Section 38 of this act is hereby increased in the amount of \$500,000 for an operating supplement.

Item 2. To the State Museum, the amount of \$269,200 for rent.

Item 3. To the Department of Economic and Community Development, the amount of \$116,200 for Lift TN.

Item 4. To the Department of Education, the amount of \$5,000,000, for Read to Be Ready summer camps.

CAPITAL OUTLAY – ADDITIONAL PROVISIONS

SECTION 60. Capital Outlay Additional Provisions. The following provisions are in addition to other provisions of this act concerning the capital outlay budget and the facilities revolving fund capital outlay budget.

Item 1. The provisions of this item shall take effect upon becoming a law, the public welfare requiring it. There is hereby appropriated the following amounts, which shall be in addition to the appropriations provided in Chapter 1061, Public Acts of 2018.

(a) Department of Commerce and Insurance – Fire Academy New Conference Center – Additional Funds, in the amount of \$700,000.

Item 2. In addition to the capital outlay projects listed on pages A-131 through A-132 of the 2019-2020 Budget Document and in Section 1, Title III-33 of this act, the following hereby are funded.

(a) Department of Veterans Services – Upper Cumberland Veterans Cemetery – Architectural and Planning, in the amount of \$775,000. The projected total cost of the project is \$7,750,000 with the balance of project cost being federal funds.

(b) University of Memphis – Lambuth Campus – Classroom Conversion, in the amount of \$5,760,000. Further, an amount of \$240,000 is hereby appropriated from other funding.

(c) Department of General Services – Pre-Arrest Diversion Infrastructure – Capital Grants, in the amount of \$1,500,000.

Said funds herein appropriated to the Department of General Services shall be expended for the purpose of making a grants to governmental entities and certain not-for-profit organizations for the projects and expended for the purpose of acquisition of equipment and acquisition, site preparation, erection, construction and equipment of sites and buildings, and infrastructure improvements and development including but not limited to sewer, water, utility infrastructure, and rail infrastructure, whether or not such infrastructure is owned by the governmental entities and certain not-for-profit organizations.

The Department of Mental Health and Substance Abuse Services, in consultation with the Department of Finance and Administration, shall recommend to the Department of General Services to whom such grants shall be disbursed.

Such grants shall be made by the Department of General Services only if such grants are approved by the State Building Commission. Such grants so identified and approved are determined to be for a public purpose for the reasons and findings previously set forth.

Item 3. In addition to the capital maintenance projects listed on pages A-133 through A-134 of the 2019-2020 Budget Document and in Section 1, Title III-33 of this act, the following hereby are funded. Positive amounts are additional appropriations and negative amounts are reductions. Further, other revenue is from the higher education capital maintenance pool of funds.

Appropriation

Other Revenue

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1. Austin Peay State University – Campus Boiler Installation Phase 1	\$ (1,201,000)	\$ 0
2. Austin Peay State University – Chiller and Cooling Tower Replacement	(1,250,000)	0
3. Austin Peay State University – Fire Alarm Upgrades	920,000	0
4. East Tennessee State University – Campus HVAC Upgrades	1,140,000	0
5. East Tennessee State University – Chiller Replacement	400,000	0
6. Middle Tennessee State University – KOM Mechanical, HVAC, Fire Protection, Light & Ceiling Upgrades	(4,283,000)	0
7. Middle Tennessee State University – Stark Ag/Police Station Mechanical and HVAC Upgrades	1,965,000	0
8. Middle Tennessee State University – Campus Stormwater BMP Phase I	450,000	0
9. Middle Tennessee State University – Miller Education Center Boiler Replacement	400,000	0
10. Tennessee State University – Power Plant Equipment and Lighting Upgrades	1,111,000	0
11. Tennessee State University – Boswell Doors Replacement	230,000	0
12. Tennessee Technological University – Roof Replacements Phase 3	(2,575,000)	0
13. Tennessee Technological University – Multiple Buildings Upgrades	(1,540,000)	0
14. University of Memphis – Multiple Buildings Interior Repairs	105,000	0
15. Tennessee Board of Regents – VSCC Chiller Replacement	0	(52,000)
16. Tennessee Board of Regents – PSCC Alarm System Upgrades	0	(700,000)
17. Tennessee Board of Regents – TCAT Jacksboro Door and Window Replacements	0	(140,000)
18. Tennessee Board of Regents – TCAT Parking and Paving Repairs	0	(730,000)
19. Tennessee Board of Regents – STCC Exterior Safety Repairs and Updates	0	(1,550,000)
20. Tennessee Board of Regents – TCAT Maintenance Repairs	0	(580,000)
21. Tennessee Board of Regents – WSCC Sevier County Campus Reroof	0	(1,000,000)
22. Tennessee Board of Regents – JSCC McWherter HVAC Updates Phase 2	0	(340,000)
23. University of Tennessee – Statewide Facilities Assessment	1,000,000	0

24. University of Tennessee – UTHSC Elevator Upgrades	3,128,000	5,092,000
Total	\$ 0	\$ 0

Item 4. In addition to the capital maintenance projects listed on pages A-133 through A-134 of the 2019-2020 Budget Document and in Section 1, Title III-33 of this act, the following hereby are funded.

(a) Department of General Services – Campuses Study and Planning for Intellectual and Developmental Disabilities Services, in the amount of \$250,000.

(b) Department of Veterans Services – East Tennessee Veterans Cemetery Lyons View – Permanent Alignment System Installation, in the amount of \$2,820,000 from federal funds.

Item 5. The request for the TCAT Athens and Cleveland Higher Education Center in the amount of \$17,750,100, as identified on page A-131 of the 2019-2020 Budget Document, is hereby renamed McMinn County Higher Education Training Facility.

SECTION 1 – STATE APPROPRIATIONS

AND FURTHER AMEND in Section 1, Title III-6 by deleting the language:

3. Wetlands Acquisition Fund 14,728,000.00

And substituting instead the following:

3. Wetlands Acquisition Fund 14,278,000.00

SECTION 2 – CAPITAL OUTLAY AND MAJOR MAINTENANCE

AND FURTHER AMEND in Section 2 by inserting the following new item at the end of the Section:

Item __. It is the legislative intent to transfer the balance of the \$12,000,000 previously transferred from the reserve for unencumbered balances in Section 2, Item 23 of Chapter 460, Public Acts of 2017 for the project identified as SBC Project No. 529/005-01-2005 to the capital projects fund back to the reserve for unencumbered balances after the project is closed out. The Commissioner of Finance and Administration shall certify the status of the project before making said transfer.

SECTION 7 – EARMARKED APPROPRIATIONS

AND FURTHER AMEND in Section 7 by inserting the following new items at the end of the Section:

Item __. Department of Education, College, Career and Technical Education, the amount of \$1,829,900 for a college and career readiness testing retake.

Item __. Department of Education, College, Career and Technical Education, the amount of \$150,000, non-recurring, for a grant to YouScience. This item is to be allotted as a direct appropriation to YouScience.

Item __. Department of Education, Academic Offices, the amount of \$4,500,000, non-recurring, for a grant to Communities in Schools of Tennessee. This item is to be allotted as a direct appropriation to Communities in Schools of Tennessee.

AND FURTHER AMEND in Section 7, Item 50 by deleting the language "(1) forest fire control in the Division of Forestry" and substituting instead the language "(1) assistance related to natural disasters, including but not limited to, forest fires, floods, and tornadoes,".

SECTION 10 – PROVISIONS, LIMITATIONS, AND RESTRICTIONS ON APPROPRIATIONS

AND FURTHER AMEND in Section 10 by deleting item 18 and re-numbering the subsequent items accordingly.

SECTION 21 – DIRECT APPROPRIATIONS TO NON-GOVERNMENTAL ENTITIES

AND FURTHER AMEND in Section 21 by deleting the Section in its entirety and substituting instead the following:

SECTION 21. Direct Appropriations to Non-Governmental Entities – Provisions. Notwithstanding any provision of this act to the contrary, a direct appropriation to a non-governmental agency or entity shall not be disbursed until the recipient has filed with the head of the agency through which such disbursement is being made a plan specifying the proposed use of such funds and the benefits anticipated to be derived therefrom, and has agreed to file two interim reports to be delivered by October 1 and March 1 of the use of such funds. As a prerequisite to the receipt of such direct appropriation, the recipient shall agree to provide to the agency head, within ninety (90) days of the close of the fiscal year within which such direct appropriation was received, an accounting of the actual expenditure of such funds, and benefits derived, including a notarized statement that the report is true and correct in all material respects; provided, however, that the head of the agency through which such disbursement is being made may require, in lieu of the accounting as provided above, an audited financial statement of the non-governmental agency or entity. A copy of such accounting or audit, as the case may be, shall be filed with the Office of the Comptroller of the Treasury.

HIGHER EDUCATION DISCLOSED CAPITAL OUTLAY
FROM SCHOOL BONDS AND INSTITUTIONAL SOURCES

AND FURTHER AMEND in Section 29 by deleting Item 29 and substituting instead the following:

Item 29. The capital outlay projects listed in the 2019-2020 Budget Document and which are identified with the heading "Proposed Capital Projects from School Bonds and Other Sources, Fiscal Year 2019-2020," are presented for informational purposes only. The projects are subject to recommendation and approval procedures involving the higher education institutions and their governing boards, the Tennessee Higher Education Commission, Finance and Administration, the Tennessee State School Bond Authority, the State Funding Board and the State Building Commission.

The following proposed capital outlay projects, to be funded from school bonds, institutional/auxiliary and other funds, are in addition to those projects listed on pages A-136 and A-137 in the 2019-2020 Budget Document:

State University and Community College System
(Locally Governed Institutions):

Austin Peay State University:

Blount and Sevier Hall Boiler Installation	\$	850,000
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Tennessee Technological University:

Food Service Improvements	\$	3,000,000
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University of Memphis:

Food Service Dining Improvements	\$	5,000,000
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Field House Improvements	2,800,000
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Lambuth Campus Rehab	6,000,000
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Larry Finch Plaza	500,000
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Memorial Field Artificial Turf	900,000
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Park Campus Demolitions	800,000
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Student Housing Improvements	1,800,000
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Tennis Facility	3,000,000
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Volleyball Improvements	750,000
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Total UoM	\$	21,550,000
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Total State University and Community College
System (Locally Governed Institutions)

\$	25,400,000
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University of Tennessee:

UT Knoxville:

Administration Parking Garage Renovation	\$	15,000,000
Bass Building Renovation	1,000,000	
Campus Roadway Paving (19-20)	2,000,000	
Carousel Theatre Replacement	15,000,000	
Emergency Generators Replacement	4,000,000	
Fleet Management Buildings Renovation	4,630,000	
Public Safety Building Renovation	6,250,000	
Research/Academic Lab Storage Building	1,000,000	
White Avenue Parking Garage Renovation	5,000,000	
Total UTK	\$	53,880,000

UT Chattanooga:

Apartment Electrical Distribution Upgrade	\$	580,000
Fletcher Hall Renovations	3,000,000	
Total UT Chattanooga	\$	3,580,000

UT Institute of Agriculture:

Cherokee Animal Facility Bldg. A Renovation	\$	3,700,000
West TN 4-H Center Cabins and STEM Center	10,000,000	
Total UT Institute of Agriculture	\$	13,700,000

Total University of Tennessee	\$	71,160,000
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Grand Total	\$	96,560,000
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**SECTION 36 – CARRY-FORWARD AND APPROPRIATION OF CERTAIN
UNEXPENDED BALANCES**

AND FURTHER AMEND in Section 36 by inserting the following new items at the end of the Section:

Item _____. To the Department of Children's Services, Family Support Services, in Section 1, Title III-23, Item 2, the unexpended balance of the \$175,000 appropriation for Zero to Three courts.

Item _____. To the Department of Education, in Section 59, Item 4 of this act, for Read to Be Ready summer camps.

SECTION 39 – PROGRAM EXPANSIONS

FROM FEDERAL AND OTHER DEPARTMENTAL REVENUE

AND FURTHER AMEND by deleting Section 39 in its entirety and inserting the following as a new Section 39:

SECTION 39. Program Expansions from Federal and Other Departmental Revenue. The provisions of this section shall take effect upon becoming law, the public welfare requiring it. At June 30, 2019, any unexpended balances of departmental revenues and federal aid funds appropriated in this section are hereby reappropriated in the fiscal year beginning July 1, 2019.

There is hereby appropriated from departmental revenues and federal aid funds the amounts hereinafter set out:

	<u>2018-2019</u>	<u>2019-2020</u>
Agriculture		
1. Consumer and Industry Services – Hemp Program Expansion	<u>\$ 118,800</u>	<u>\$ 749,700</u>
Total	<u>\$ 118,800</u>	<u>\$ 749,700</u>

The Commissioner of Finance and Administration is authorized to establish seven (7) full-time positions and to allocate them to the Department of Agriculture.

SECTION 41 – PROVISIONS CONCERNING CERTAIN APPROPRIATIONS

AND FURTHER AMEND in Section 41 by inserting the following new item to the end of the section:

Item _____. From the unexpended balance of the non-recurring appropriation in Section 57, Item 21 of Chapter 963, Public Acts of 2006 and reappropriated in Section 32, Item 2 of Chapter 1061, Public Acts of 2018 for biofuels projects, an amount not to exceed \$612,600 is hereby reappropriated and transferred to the Department of Agriculture for the same purpose. Any unexpended balance at June 30, 2019 is hereby reappropriated to be expended in the 2019-2020 fiscal year and such appropriations shall be carried forward in a reserve in the fiscal year beginning July 1, 2019.

SECTION 43 – OVER-APPROPRIATION – ESTIMATED REVERSION TO GENERAL FUND

AND FURTHER AMEND in Section 43, Item 1(a) by deleting the item in its entirety and substituting instead the following:

(a) In fiscal year 2018-2019 to recognize an over-appropriation of \$126,808,500, including a base recurring over-appropriation of \$76,808,500 and a non-recurring over-appropriation of \$50,000,000.

SECTION 49 – SALARY POLICY

AND FURTHER AMEND in Section 49, Item 5(a) by deleting the item in its entirety and substituting instead the following:

(a) It is the legislative intent to provide funding for a salary increase for the survey portion of the commissioned officer pay plan in the Department of Safety and the Tennessee Law Enforcement Training Academy as referenced in Tennessee Code Annotated, Section 4-7-205, effective July 1, 2019. The funding for such salary increase is hereby earmarked from the appropriation made in Section 1, Title III-22, Item 4.5, Market Rate Adjustment.

SECTION 54 – HOSPITAL COVERAGE ASSESSMENT

AND FURTHER AMEND in Section 54, Item 1 by deleting the item in its entirety and substituting instead the following:

Item 1.

(a) If Senate Bill No. 0474 / House Bill No. 0771, the annual coverage assessment act, becomes a law, there hereby is appropriated from the appropriations in Section 1, Title III-26 and Section 57, of this act, the sum of \$591,408,600 (non-recurring) to the TennCare Program for the following purposes, and the Commissioner of Finance and Administration is authorized to adjust federal and other departmental revenue accordingly; provided, however, that if the federal government disallows the coverage assessment as a valid source to match federal Medicaid funds, the appropriations in this Item 1(a) shall be null and void, and the appropriations in Section 1, Title III-26 and Section 57 shall be reduced accordingly. If the cited bill does not become a law, the appropriations in Section 1, Title III-26 and Section 57 of this act, are hereby reduced in the amount of \$591,408,600.

<u>Description</u>	<u>Amount</u>
Uncompensated Charity and Self-Pay Sub Pool.....\$	49,901,200
Virtual Disproportionate Share Hospital Payments ..	68,115,600
Graduate Medical Education	17,312,500
Tennessee Center for Health Workforce Development	750,000

Medicare Part A Reimbursement.....	12,309,300
Provider Reimbursement and Co-Pay	68,581,400
Hospital Reimbursement Ceiling	8,168,700
In-Patient Services	47,167,000
Lab and X-Ray Procedures	14,564,000
Therapies	9,780,000
Out-Patient Services	36,935,700
Office Visits	20,763,800
Match for ADT Contract Payments	275,000
Charity Care Fund	9,002,500
Directed Hospital Payments	210,693,100
Non-Emergent Care at Hospitals	581,300
Loss of Certified Public Expenditures Match.....	14,430,000
340B Pricing Provision – MCO Contractor Agreement	<u>2,077,500</u>
Total	\$ <u>591,408,600</u>

(b) There is further appropriated to the TennCare Program, in addition to the appropriation, Directed Hospital Payments, a sum sufficient from any amount in excess of \$591,408,600 collected from the coverage assessment for the purpose of hospital payments for unreimbursed costs.

(c) To the extent that revenue collected from the coverage assessment is less than \$591,408,600, the appropriation, Directed Hospital Payments, hereby is reduced in the amount of the under-collection.

(d) From the funds available in TennCare maintenance of coverage trust fund at June 30, 2019, there hereby is appropriated to the TennCare program a sum sufficient for the purposes authorized in law. The Commissioner of Finance and Administration is authorized to adjust federal and other departmental revenue accordingly. The allotment of funds under this item is subject to approval of the Commissioner of Finance and Administration.

HOUSEKEEPING –

TYPOGRAPHICAL, NAME, DATE, AND CITATION CORRECTIONS

AND FURTHER AMEND in Section 54, Item 2(a) by deleting the language "Senate Bill No. ____ / House Bill No. ____" and inserting "Senate Bill No. 1201 / House Bill No. 0557";

AND FURTHER AMEND in Section 54, Item 3(a) by deleting the language "Senate Bill No. ____ / House Bill No. ____" and inserting "Senate Bill No. 1349 / House Bill No. 0527";

AND FURTHER AMEND by requesting the Engrossing Clerk to:

(1) Delete the bold underlined explanatory headings in this amendment;
and

(2) Exclude this paragraph from the engrossed bill.

On motion, Finance, Ways, and Means Committee Amendment No. 2 was adopted.

Rep. Hazlewood moved adoption of Finance, Ways, and Means Committee Amendment No. 3 as follows:

Amendment No. 3

AMEND House Bill No. 1508 **LEGISLATIVE AMENDMENT**

LEGISLATIVE ADJUSTMENTS

by deleting Section 56, Item 1, line item 42, and substituting instead the following:

42. Miscellaneous Appropriations – Science		
Alliance of TN – Grant	0	360,000

AND FURTHER AMEND by deleting Section 56, Item 1, line item 72, and substituting instead the following:

72. Miscellaneous Appropriations –		
Community Grant – Union City Industrial		
Development Board	0	350,000

AND FURTHER AMEND by deleting Section 56, Item 1, line item 15, and substituting instead the following:

15. Economic and Community Development –
Economic & Community Development
Grants

0

4,000,000

AND FURTHER AMEND by deleting the language "86,533,500" in Section 56, Item 1 Total and substituting instead the language "87,808,500".

AND FURTHER AMEND by adding the following new sections immediately following Section 60 and renumbering the subsequent sections accordingly:

DEDICATED SOURCE & EARMARKS & REDUCTIONS

SECTION 61.

Item 1. From the funds appropriated or available to any department, commission, board, agency, or other entity of state government, there is earmarked or

appropriated, as applicable, a sum sufficient to fund any bill or resolution that becomes law, having an estimated first year's cost of \$50,000 or less, that is attributable to a specific entity or from a specific fund, and is not otherwise funded in this act.

Item 2. From the funds appropriated to the Secretary of State, there is earmarked a sum sufficient for the sole purpose of funding any joint resolution calling for an amendment to the Tennessee constitution that is not otherwise funded in this act.

Item 3. From the funds appropriated to the Department of Transportation, there is earmarked the sum of \$3,500 (non-recurring) for the sole purpose of implementing House Bill 178 / Senate Bill 41, relative to highway and bridge namings, if such bill becomes a law.

Item 4. From the funds appropriated to the Department of Children's Services, there is earmarked a sum sufficient for the sole purpose of implementing House Bill 1047 / Senate Bill 649, relative to safe baby courts, if such bill becomes a law.

Item 5. From the funds appropriated to the Secretary of State, there is earmarked a sum sufficient for the sole purpose of implementing House Bill 57 / Senate Bill 232, relative to charitable organization registrations with the Secretary of State, if such bill becomes a law.

Item 6. From the funds appropriated to the Comptroller of the Treasury, there is earmarked a sum sufficient for the sole purpose of implementing House

Bill 143 / Senate Bill 351, relative to State Board of Equalization practices and procedures, if such bill becomes a law.

Item 7. From the funds appropriated to the Secretary of State, there is earmarked a sum sufficient for the sole purpose of implementing House Bill 860 / Senate Bill 1264, relative to prohibiting persons convicted of voter fraud from assisting others with voting, if such bill becomes a law.

Item 8. From the funds appropriated to the Criminal Injuries and Compensation Fund, there is earmarked a sum sufficient for the sole purpose of implementing House Bill 864 / Senate Bill 1324, relative to the filing of claims against the fund on behalf of minor victims, if such bill becomes a law.

Item 9. From the funds appropriated to the Department of Human Services, there is earmarked a sum sufficient for the sole purpose of implementing House Bill 933 / Senate Bill 789, relative to background checks, if such bill becomes a law.

Item 10. Funds appropriated in Section 62, Item 19, to implement House Bill 316 / Senate Bill 1442, relative to cancer-related death benefits for firefighters, are reduced by the sum of \$200,000 (non-recurring).

Item 11. From reserves available to the Department of Education for state testing programs, there is earmarked the sum of \$5,000,000 (non-recurring) for the sole purpose of using such funds to settle a lawsuit with Bethel University.

Item 12. From reserves available to the Department of Education for state testing programs, there is earmarked a sum sufficient for the sole purpose of implementing House Bill 982 / Senate Bill 187, relative to the administration of TCAP tests in paper format in the 2019-2020 school year, if such bill becomes a law.

Item 13. From the handgun permit fees reserve available to the Department of Safety, there is earmarked the sum of \$103,300 (non-recurring) for the sole purpose of implementing House Bill 1264 / Senate Bill 705, relative to the creation of a new concealed handgun carry permit, if such bill becomes a law.

Item 14. From the appropriation made to the Department of Economic and Community Development for the FastTrack Infrastructure and Job Training Assistance program, in Section 1, Title III-8, Item 7, there is earmarked the sum of \$2,000,000 (non-recurring) for the sole purpose of funding a capital outlay project in Sevier County.

Item 15. From the appropriation to the Department of Economic and Community Development, in Section 1, Title III-8, Item 8.6, Economic Development District Grants, there is transferred and appropriated the sum of \$174,000 (recurring) to the Tennessee Commission on Children and Youth for the sole purpose of making a grant in such amount to Tennessee Court

Appointed Special Advocate Association, Inc. (CASA), of which the sum of \$56,000 is to be used by CASA for quality assurance, training, and expansion initiatives, and the sum of \$118,000 is to be distributed as grants in an amount of \$2,000 to each of the 59 local CASA programs (56 existing and 3 new) for operation and development of the programs.

Item 16. The appropriation made to the Department of Economic and Community Development for the FastTrack Infrastructure and Job Training Assistance program, in Section 1, Title III-8, Item 7, as identified on Page B-306 of the 2019-2020 Budget Document, is reduced by the sum of \$4,000,000 (non-recurring). Such funding reduction is for the sole purpose of reducing funding for the FastTrack Infrastructure and Job Training Assistance program.

Item 17. The appropriation in Section 1, Title I-1, Item 1.4, is reduced by the amount of \$7,000,000.

Item 18. The appropriation in Section 1, Title I-1, Item 1.2, is increased by the amount of \$4,667,000 (of which \$667,000 is non-recurring).

Item 19. The appropriation in Section 1, Title I-1, Item 1.3, is increased by the amount of \$2,333,000 (of which \$333,000 is non-recurring).

Item 20. The appropriation in Section 1, Title III-22, Item 11.2, Legislative Initiatives, is reduced in the amount of \$15,000,000, with \$5,000,000 being recurring and \$10,000,000 being non-recurring.

LEGISLATIVE INITIATIVES

SECTION 62.

Item 1. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$13,400 (non-recurring) for the sole purpose of implementing House Bill 1468 / Senate Bill 888, relative to creating an advisory task force to study issues related to hemp, if such bill becomes a law.

Item 2. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$435,400 (recurring) for the sole purpose of replacing lost Wildlife Resources Fund allocations resulting from implementation of House Bill 494 / Senate Bill 423, relative to the repeal of the ammunition tax, if such bill becomes a law.

Item 3. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$2,100 (recurring) for the sole purpose of implementing House Bill 37 / Senate Bill 28, relative to creating the State Alzheimer's Disease and Related Dementia Advisory Council, if such bill becomes a law.

Item 4. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$34,200 (which shall be allocated for incarceration costs) for the sole purpose of implementing House Bill 156 / Senate Bill 264, relative to creating the new offense of critical infrastructure vandalism, if such bill becomes a law.

Item 5. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$68,400 (which shall be allocated for incarceration costs) for the sole purpose of implementing House Bill 502 / Senate Bill 911, relative to enhancing the penalty for the offense of destruction or alteration of government records, if such bill becomes a law.

Item 6. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$490,600 (which shall be allocated for incarceration costs) for the sole purpose of implementing House Bill 909 / Senate Bill 1039, relative to the Elderly and Vulnerable Adult Protection Act of 2019, if such bill becomes a law.

Item 7. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$3,400 (which shall be allocated for incarceration costs) for the sole purpose of implementing House Bill 917 / Senate Bill 1359, relative to creating the new offense of withdrawing, transferring, or altering a child's enrollment in school with the intent to hinder an active child abuse or neglect investigation, if such bill becomes a law.

Item 8. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$6,800 (which shall be allocated for incarceration costs) for the sole purpose of implementing House Bill 565 / Senate Bill 1252, relative to enhancing the penalty for intentional failure to report child abuse or child sexual abuse, if such bill becomes a law.

Item 9. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$683,500 (recurring) for the sole purpose of implementing House Bill 729 / Senate Bill 667, relative to compensation for licensed court reporters, if such bill becomes a law.

Item 10. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$4,900 (non-recurring) for the sole purpose of implementing House Bill 552 / Senate Bill 479, relative to the renaming of the National Guard armory in Chattanooga, if such bill becomes a law.

Item 11. In addition to any other funds appropriated by the provisions of this act, there is appropriated a sum sufficient for the sole purpose of implementing House Bill 498 / Senate Bill 476, relative to establishing a Katie Beckett program, if such bill and Section 2 of House Bill 667 / Senate Bill 165, relative to the collection of internet sales or use taxes by rule of the Department of Revenue; provided, that the fiscal note for House Bill 667 / Senate Bill 165 recognizes at least \$30,000,000 in revenue.

Item 12. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$137,300 (recurring) for the sole purpose of implementing House Bill 786 / Senate Bill 650, relative to pharmacy benefits managers, if such bill becomes a law.

Item 13. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$11,400 (which shall be allocated for incarceration costs) for the sole purpose of implementing House Bill 407 / Senate Bill 425, relative to sexual offenders, if such bill becomes a law.

Item 14. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$1,400 (recurring) for the sole purpose of implementing House Bill 322 / Senate Bill 272, relative to ex officio members of the Tennessee Medical Examiner Advisory Council, if such bill becomes a law.

Item 15. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$147,700 (non-recurring) for the sole purpose of implementing House Bill 567 / Senate Bill 310, relative to the establishment of a deaf mentor pilot project, if such bill becomes a law.

Item 16. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$250,000 (non-recurring) to the Department of Safety for the sole purpose of implementing House Bill 714 / Senate Bill 517, relative to farm-related commercial driver licenses, if such bill becomes a law.

Item 17. In addition to any other funds appropriated by the provisions of this act, there is appropriated a sum sufficient for the sole purpose of implementing House Bill 1156 / Senate Bill 561, relative to the creation of the 32nd Judicial District, if such bill becomes a law.

Item 18. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$126,400 (recurring) for the sole purpose of implementing House Bill 745 / Senate Bill 1379, relative to increasing the dollar amount of a Tennessee Middle College Scholarship, if such bill becomes a law.

Item 19. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$250,000 (recurring) for the sole purpose of implementing House Bill 316 / Senate Bill 1442, relative to cancer-related death benefits for firefighters, if such bill becomes a law.

Item 20. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$2,800 (non-recurring) for the sole purpose of implementing House Joint Resolution 394, relative to the creation of an ad hoc academic testing task force, if such joint resolution becomes a law.

Item 21. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$500,000 (non-recurring) to the

Department of Commerce and Insurance for the sole purpose of implementing House Bill 518 / Senate Bill 1395, relative to a volunteer firefighter equipment and training grant program, if such bill becomes a law.

Item 22. In addition to any other funds appropriated by the provisions of this act, there is appropriated a sum sufficient for the sole purpose of implementing House Bill 41 / Senate Bill 95, relative to military service expiration date information on handgun carry permits, if such bill becomes a law.

Item 23. In addition to any other funds appropriated by the provisions of this act, there is appropriated a sum sufficient for the sole purpose of implementing House Bill 1425 / Senate Bill 764, relative to dual enrollment course grants, if such bill becomes a law.

Item 24. In addition to any other funds appropriated by the provisions of this act, there is appropriated a sum sufficient for the sole purpose of implementing House Bill 1274 / Senate Bill 1499, relative to expanding the duties of the Attorney General and Reporter to include representation of local education agencies that adopt certain policies and practices, if such bill becomes a law.

Item 25. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$450,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making grants of \$50,000 to any senior center accredited, or currently in the accreditation process with the expectation of being accredited in calendar year 2019, by the National Council on Aging's National Institute of Senior Centers through the National Senior Center Accreditation Program. These funds shall be used solely for providing programs and services for older adults. The only such senior centers in Tennessee are as follows:

- (a) Johnson City Seniors' Center;
- (b) Jonesborough Senior Center;
- (c) FiftyForward College Grove;
- (d) FiftyForward Knowles in Nashville;
- (e) FiftyForward Madison Station;
- (f) FiftyForward Donelson Station;
- (g) FiftyForward Martin Center in Brentwood;
- (h) Kingsport Senior Center, E. Center Street;
- (i) Kingsport Senior Center, Lynn View Site, Walker Street.

Item 26. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$15,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to Houston County, to be used for the purchase, installation, and operation of an audio-visual system and digital court recorder for the Houston County courthouse.

Item 27. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$17,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to Appalachian Cultural Music Association, Inc., to be used for operational expenses and programs and services.

Item 38. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$1,000,000 (recurring) to the Department of Economic and Community Development for the sole purpose of the SBIR/STTR Matching Fund Grants Program administered through Launch Tennessee.

Item 29. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$37,000 (non-recurring) to the Administrative Office of the Courts for the sole purpose of making a grant in such amount to the Blount County Veterans Treatment Court, to be used for providing services to veterans.

Item 30. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$30,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making grants to the specified counties to be divided equally among the volunteer fire departments and rescue squads of each county for operational expenses and equipment as follows:

(a) White County -- \$10,000;

(b) Warren County -- \$10,000;

(c) Grundy County -- \$10,000.

Item 31. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$3,100,000 (non-recurring) to the Department of Health for the health care safety net grant fund.

Item 32. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$200,000 (non-recurring) to the Tennessee Council for Career and Technical Education for the sole purpose of funding operational expenses and statutory duties related to career and technical education.

Item 33. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$10,000 (recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the University of Tennessee Extension - Hamblen County, to be used for the Great Smoky Mountains 4-H and FFA Fair program, which serves the Northeast Tennessee region.

Item 34. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$25,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the Sevier County Volunteer Fire Department station that serves the New Center community, to be used for the acquisition of equipment.

Item 35. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$2,000 (non-recurring) to the Department of Education for the sole purpose of making a grant in such amount to Sevier County High School, to be used for vocational education technology.

Item 36. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$2,000 (non-recurring) to the Department of Education for the sole purpose of making a grant in such amount to Jefferson County High School, to be used for vocational education technology.

Item 37. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$50,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to Elcanaan Community Help Organization (ECHO), in Hardeman County, to be used for restoration of the historic Allen White Cultural and Community Center in Whiteville.

Item 38. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$100,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the Tennessee Historical Society, to be used for the Women's Suffrage Centennial.

Item 39. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$300,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the Goodwill Excel Center MidSouth, Inc., to be used for technology upgrades at the center.

Item 40. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$1,000,000 (recurring) to the Department of General Services for the sole purpose of making grants in the amount of \$200,000 each to the four (4) accredited Tennessee zoos and the Tennessee Aquarium, to be used for capital improvement projects.

Item 41. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$250,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the Le Bonheur Children's Hospital in Memphis, to be used for programs and services.

Item 42. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$100,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the county government of Cannon County, to be used for roof repairs for the courthouse.

Item 43. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$100,000 (non-recurring) to the Department of Environment and Conservation for the sole purpose of restoration of the Sadie Ford Heritage Farm at the Cedars of Lebanon State Park in Wilson County, Tennessee.

Item 44. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$100,000 (non-recurring) to the Department of Safety for the sole purpose of making a grant in such amount to the Tennessee Wing of the Civil Air Patrol, to be used for conducting state-requested flights and cadet education and training.

Item 45. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$50,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the City of Eagleville, Tennessee, to be used for the design and construction of a new public safety facility.

Item 46. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$10,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to Aspell Recovery Center, to be used for recovery programs related to substance abuse.

Item 47. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$5,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the Jackson Symphony Association, to be used for free community concert expenses in September 2019.

Item 48. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$10,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the Freeman Recovery Project, to be used for increasing

access to quality, evidence-based treatment for individuals with mental health issues and drug and alcohol addiction.

Item 49. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$28,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to Marshall County Babe Ruth League, Inc., to be used for upgrading restrooms to meet Americans with Disabilities Act of 1990 (ADA) accessibility requirements.

Item 50. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$10,500 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to Bedford County, to be used for the Tennessee Fallen Firefighter Memorial located in the Town of Bell Buckle.

Item 51. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$50,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the Shady Valley Watershed District, to be used for lateral cleaning and upgrades.

Item 52. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$30,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the Arlington Community Schools Board of Education, to be used for creating a cybersecurity classroom at Arlington High School.

Item 53. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$10,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to Stage Door Productions, to be used to support musical theatre programs for children and teens.

Item 54. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$7,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the Tipton County Juvenile Court, to be used for the Handle with Care Program web application services.

Item 55. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$40,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to Children Are People, Inc., to be used for operations and services.

Item 56. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$75,000 (recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such

amount to Delta Dental of Tennessee, to be used for a denture program for the poor.

Item 57. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$150,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the NAMI Tennessee, Inc., to be used to fund crisis intervention team training.

Item 58. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$100,000 (recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to Society of St. Andrew - Tennessee, to be used for food bank supplies and operational expenses related to hunger relief.

Item 59. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$125,000 (recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the Tennessee Holocaust Commission, to be used for outreach programming and hiring an office manager.

Item 60. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$750,000 (non-recurring) to Higher Education, Tennessee Higher Education Commission, for making grants and support to fund student financial aid for individuals enrolled in a new medical education program jointly administered by Middle Tennessee State University and Meharry Medical College.

Item 61. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$10,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to Nourish Food Bank, to be used to purchase large storage freezers.

Item 62. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$20,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to Wilson Central Soccer Boosters, to be used for expenses related to the purchase and maintenance of bleachers and soccer equipment.

Item 63. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$50,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to Cumberland University, to be used for the transcription project of the Papers of Martin Van Buren and related operational expenses, programs, and services.

Item 64. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$40,000 (non-recurring) to the

Department of Finance and Administration for the sole purpose of making a grant in such amount to Mt. Juliet League, Inc., to be used for expenses for electrical service work and recovery from flood damage.

Item 65. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$100,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of providing a grant in such amount to the City of Franklin, to be used for the exterior rehabilitation of the barn at the Park of Harlinsdale Farm.

Item 66. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$10,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to Graceworks Ministries, to be used for rent and utility bill assistance for the emergency shelter program.

Item 67. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$25,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to High Hopes, Inc., to be used for operating and programming needs for an inclusive pre-school and therapeutic clinic, which serves children that have special needs in twenty-two (22) counties.

Item 68. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$250,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the county government of Sumner County, Tennessee, to be used as matching funds for improvements to the Comer Barn.

Item 69. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$25,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to Orange Heart Medal Foundation, to be used for programs and services to honor Vietnam War veterans in Tennessee who were exposed to Agent Orange.

Item 70. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$50,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to Wilson County Promotions, Inc., to be used for capital improvements.

Item 71. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$363,000 (of which \$38,500 is non-recurring) to the Department of Veterans Services for the sole purpose of establishing five (5) full-time veterans resource coordinator positions.

HOUSEKEEPING –TYPOGRAPHICAL CORRECTIONS

AND FURTHER AMEND in Section 56, Item 1, by deleting the language "and (a) End Slavery Tennessee" and substituting instead the language "and (c) End Slavery Tennessee".

AND FURTHER AMEND by deleting Section 30, Item 4, if House Bill 1233 / Senate Bill 1235 becomes a law and substituting instead the following:

Item 4. Within the appropriations herein made, the salaries of the subordinates and employees of the Treasurer, Comptroller, and Secretary of State shall be fixed by the heads thereof, respectively, and the salaries of the employees and subordinates of the Fiscal Review Committee and the Joint Legislative Services Committee shall be fixed in accordance with Tennessee Code Annotated, Title 3.

AND FURTHER AMEND by requesting the Engrossing Clerk to:

- (1) Delete the bold underlined explanatory headings in this amendment; and
- (2) Exclude this paragraph from the engrossed bill.

On motion, Finance, Ways, and Means Committee Amendment No. 3 was adopted.

Rep. Hazlewood moved that Finance, Ways, and Means Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Lynn moved that **House Bill No. 1508**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	95
Noes.....	1

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--95

Representatives voting no were: Mitchell--1

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

1800

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Pursuant to **Rule No. 31**, the following member desires to change their original stand from "not voting" to "aye" on **House Bill No. 1508** and have this statement entered in the Journal: Rep. Thompson.

APPROPRIATIONS CALENDAR, CONTINUED

House Bill No. 1510 -- Public Funds and Financing - As introduced, makes statutory revisions necessary for implementation of the annual appropriations act. - Amends amend TCA Title 4; Title 5; Title 6; Title 8; Title 9; Title 10; Title 11; Title 12; Title 13; Title 16; Title 17; Title 18; Title 29; Title 33; Title 36; Title 37; Title 38; Title 39; Title 40; Title 41; Title 43; Title 45; Title 47; Title 48; Title 49; Title 50; Title 53; Title 54; Title 55; Title 56; Title 57; Title 58; Title 59; Title 60; Title 62; Title 63; Title 64; Title 65; Title 66; Title 67; Title 68; Title 69; Title 70 and Title 71. by *Lamberth, *Gant, *Lynn, *Holt, *Hazlewood, *Hicks. (*SB1516 by *Johnson)

Rep. Lynn moved that House Bill No. 1510 be passed on third and final consideration.

Rep. Hazlewood moved adoption of Finance, Ways, and Means Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 1510 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 67-4-724(b)(3), is amended by deleting the subdivision in its entirety and substituting the following:

(3) After the distributions provided in subdivisions (b)(1) and (2), forty-three percent (43%) of the remaining proceeds of the tax shall be allocated to the general fund of the state. Any allocation or distribution of amounts from the general fund for local purposes shall be deemed first derived from the proceeds directed into the general fund under this subdivision (b)(3);

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it, and shall apply to tax years beginning on or after July 1, 2014.

On motion, Finance, Ways, and Means Committee Amendment No. 1 was adopted.

Rep. Hazlewood moved adoption of Finance, Ways, and Means Committee Amendment No. 2 as follows:

Amendment No. 2

AMEND House Bill No. 1510 by deleting Section 2 and substituting instead the following:

SECTION 2. Notwithstanding Tennessee Code Annotated, Section 13-14-111, appropriations to the Department of Economic and Community Development for economic development district grants are authorized to be reduced in the amount of \$174,000 (recurring) for the transfer of such amount to the Tennessee Commission on Children and Youth for the sole purpose of making a grant in such amount to the Tennessee Court Appointed Special Advocate Association.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it. Section 1 of this act shall apply to tax years beginning on or after July 1, 2014.

On motion, Finance, Ways, and Means Committee Amendment No. 2 was adopted.

Rep. Lynn moved that **House Bill No. 1510**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 95
Noes 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holt, Howell, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--95

A motion to reconsider was tabled.

House Bill No. 1509 -- Bond Issues - As introduced, authorizes the state to issue and sell bonds of up to \$124 million. by *Lamberth, *Gant, *Lynn, *Holt, *Hazlewood, *Hicks. (*SB1517 by *Johnson)

Rep. Lynn moved that House Bill No. 1509 be passed on third and final consideration.

Rep. Hazlewood moved adoption of Finance, Ways, and Means Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 1509 in Section 4 by deleting the language "subdivisions (1) through (3)" and substituting instead the following language:

1802

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WEDNESDAY, APRIL 24, 2019 -- THIRTY-THIRD LEGISLATIVE DAY UNOFFICIAL VERSION

"subdivision (1)".

On motion, Finance, Ways, and Means Committee Amendment No. 1 was adopted.

Rep. Lynn moved that **House Bill No. 1509**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 97
Noes..... 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--97

A motion to reconsider was tabled.

EXCUSED

The Speaker announced that the following member has been excused, pursuant to request under **Rule No. 20**:

Representative Holsclaw

RECESS MOTION

Rep. Lamberth moved that the House stand in recess 5 minutes, which motion prevailed.

RECESS EXPIRED

The recess having expired, the House was called to order by Mr. Speaker Casada.

ROLL CALL DISPENSED

On motion of Rep. Lamberth the roll call was dispensed with.

REGULAR CALENDAR

House Bill No. 129 -- State Inmates - As introduced, requires custodians of women prisoners to provide feminine hygiene products, moisturizing soap that is not lye-based,

1803

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toothbrushes and toothpaste, and any other healthcare product a custodian deems appropriate to women prisoners at no charge and in an appropriate quantity. - Amends TCA Title 41. by *Love, *Staples, *Jernigan, *Hardaway, *Clemmons, *Lamar, *Dixie, *Stewart, *Camper, *Towns, *Helton, *Hodges, *Shaw. (*SB75 by *Robinson)

Further consideration of House Bill No. 129, previously considered on April 18, 2019, at which time it was reset for today's Calendar.

Rep. Love moved that House Bill No. 129 be passed on third and final consideration.

Rep. Keisling requested that State Committee Amendment No. 1 be placed at the heel of the amendments.

Rep. Curcio moved adoption of House Amendment No. 2 as follows:

Amendment No. 2

AMEND House Bill No. 129 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 41, Chapter 21, Part 2, is amended by adding the following as a new section:

(a) As used in this section:

(1) "Custodian" means the warden of a state correctional facility;

(2) "Healthcare products" includes:

(A) Feminine hygiene products;

(B) Moisturizing soap that is not lye-based;

(C) Toothbrushes;

(D) Toothpaste; and

(E) Any other healthcare product a custodian deems appropriate; and

(3) "State correctional facility" means a state facility or state institution that houses an inmate population under the jurisdiction of the department.

(b) A custodian shall make healthcare products available to all women incarcerated in a state correctional facility at no cost and in a quantity that is appropriate to the needs of the woman without a medical permit. Custodians shall not require that a woman be diagnosed with an illness to access healthcare

products. Custodians shall make healthcare products available in housing units and in the medical area of a state correctional facility.

(c) This section does not establish a minimum standard or otherwise create a private right of action concerning the products supplied to a person incarcerated in a state correctional facility.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, House Amendment No. 2 was adopted.

Rep. Keisling moved that State Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Love moved that **House Bill No. 129**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	90
Noes.....	2
Present and not voting.....	3

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Dunn, Eldridge, Faison, Farmer, Freeman, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moon, Ogles, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--90

Representatives voting no were: Doggett, Todd--2

Representatives present and not voting were: Byrd, Gant, Rudder--3

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "no" to "aye" on **House Bill No. 129** and have this statement entered in the Journal: Rep. Doggett.

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "present and not voting" to "aye" on **House Bill No. 129** and have this statement entered in the Journal: Rep. Byrd.

REGULAR CALENDAR, CONTINUED

***House Bill No. 1 -- Gambling** - As introduced, authorizes sports betting in this state only in jurisdictions that approve sports betting by local option election; imposes a 10 percent tax on gaming revenue; distributes 40 percent of the tax to the general fund for general appropriations, 30 percent to Tennessee colleges of applied technologies and community colleges for equipment and capital projects, and 30 percent to local governments for education and infrastructure; establishes the Tennessee gaming commission to regulate sports betting; authorizes the commission to collaborate with the Tennessee bureau of investigation for purposes of enforcement. - Amends TCA Title 4; Title 14; Title 38; Title 39, Chapter 17, Part 5; Title 47, Chapter 18; Title 49 and Title 67. by *Staples. (SB16 by *Dickerson)

Further consideration of House Bill No. 1, previously considered on April 22, 2019, at which time it was reset for today's Calendar.

Rep. Staples moved that House Bill No. 1 be passed on third and final consideration.

Rep. Keisling moved adoption of State Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 1 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated is amended by adding the following new part:

4-51-301. Short title.

This part shall be known and may be cited as the "Tennessee Sports Gaming Act."

4-51-302. Part definitions.

As used in this part, unless the context otherwise requires:

(1) "Adjusted gross income" means the total of all money paid to a licensee as bets minus the total amount paid out to winning bettors over a specified period of time, which includes the cash equivalent of any merchandise or thing of value awarded as a prize;

(2) "Bettor" means a person who is:

(A) Twenty-one (21) years of age or older;

(B) Physically present in this state when placing a wager with a licensee; and

(C) Not prohibited from placing a wager under § 4-51-312;

(3) "Bond" means a bond held in escrow for the purpose of maintaining adequate reserves to account for losses suffered by a licensee and owed to bettors;

(4) "Cheating" means improving the chances of winning or of altering the outcome by deception, interference, or manipulation of a sporting event or of any equipment, including software pertaining to or used in relation to the equipment, used for or in connection with the sporting event on which wagers are placed or are invited, including attempts and conspiracy to cheat;

(5) "Collegiate" means belonging to, or involving, a public or private institution of higher education;

(6) "Collegiate sporting event" means a sporting or athletics event involving a sports or athletics team of a public or private institution of higher education;

(7) "Council" means the lottery corporation sports wagering advisory council;

(8) "E-sport" means any multiplayer video game played competitively for spectators, either in-person or via remote connection, in which success principally depends upon the superior knowledge, training, experience, and adroitness of the players;

(9) "Fixed-odds betting" means bets made at pre-determined odds or on the spread where the return to the bettor is unaffected by any later change in odds or the spread;

(10) "Future bet" means a wager made on the occurrence of an event in the future relating to a sporting event;

(11) "Interactive sports wagering" means placing a wager on a sporting event via the internet, a mobile device, or other telecommunications platform;

(12) "License" means a license to accept wagers from bettors on sporting events issued under § 4-51-317;

(13) "Licensee" means a person who holds a license issued under § 4-51-317;

(14) "Live betting" means a type of wager that is placed after the sporting event being wagered on has commenced and whose odds on events occurring are adjusted in real time;

(15) "Minor" means a person who is less than twenty-one (21) years of age;

(16) "Money line" means the fixed odds in relation to a dollar amount that a team or person participating in a sporting event will win outright, regardless of the spread;

(17) "Official league data" means statistics, results, outcomes, and other data related to a sporting event obtained pursuant to an agreement with the relevant governing body of a sport or sports league, organization, or association, or an entity expressly authorized by such governing body to provide such information to licensees for purposes of live betting;

(18) "Online sports wagering platform" means the combination of hardware, software, and data networks used to manage, administer, or control sports wagering and any associated wagers accessible by any electronic means, including mobile applications and Internet websites accessed via a mobile device or computer;

(19) "Pari-mutuel betting" means a type of bet in which all wagers on a particular occurrence are pooled and winnings are paid in accordance with the size of the pool and the number of winners;

(20) "Parlay bet" means a single wager that incorporates two (2) or more individual bets for purposes of earning a higher payout if each bet incorporated within the wager wins;

(21) "Professional sports team" means a major or minor league professional baseball, football, basketball, soccer, or hockey franchise, or a professional motor sport;

(22) "Proposition bet" means a wager made regarding the occurrence or non-occurrence during a sporting event of an event that does not directly affect the final outcome of the sporting event;

(23) "Sporting event" means any professional sporting or athletic event, including motorsports and e-sports, any collegiate sporting or athletic event, or any Olympic sporting or athletic event sanctioned by a national or international organization or association. "Sporting event" does not include horse racing;

(24) "Sports governing body" means the organization, league, or association that oversees a sport and prescribes final rules and enforces codes of conduct with respect to such sport and participants therein;

(25) "Spread" means the predicted scoring differential between two (2) persons or teams engaged in a sporting event;

(26) "Supervisory employee" means a principal or employee having the authority to act on behalf of a licensee or whose judgment is being relied upon to manage and advance the business operations of a licensee;

(27) "Vendor" means a contractor, subcontractor, or independent contractor hired, or contracted with, by the corporation or a licensee for the purpose of facilitating the business of the corporation or licensee under this part. "Vendor" does not include a lottery system vendor as that term is used under part 1 of this chapter; and

(28) "Wager" or "bet" means a sum of money that is risked by a bettor on the unknown outcome of one (1) or more sporting events, including, but not limited to, the form of fixed-odds betting, a future bet, live betting, a money line bet, pari-mutuel betting, parlay bet, pools, proposition bet, spread bet, or in any other form or manner as authorized by rule of the board.

4-51-303. Restrictions on and regulation of licenses.

A person issued a license to offer interactive sports wagering under this part is subject to all provisions of this part relating to licensure, regulation, and civil and criminal penalties.

4-51-304. Taxes – Collection – Disposition of taxes.

(a) It is a taxable privilege to offer sports wagering in this state under a license issued in accordance with this part. Notwithstanding any state law to the contrary, a licensee shall only pay a privilege tax on its adjusted gross income in accordance with this section.

(b) There is imposed upon the adjusted gross income of a licensee a privilege tax of twenty percent (20%).

(c) The tax imposed under this section must be paid monthly by a licensee based on its monthly adjusted gross income for the immediately preceding calendar month. The tax must be paid to the corporation in accordance with rules promulgated by the corporation.

(d) For the purpose of enforcing this part and ascertaining the amount of tax due under this section, the corporation may competitively procure the services of a vendor to provide a central accounting and reporting system, to ascertain all bets wagered minus the total amount paid out to winning bettors daily, and such other information as the corporation may require. All licensees shall utilize such central accounting and reporting system.

(e)

(1) Eighty percent (80%) of the privilege tax collected under this section must be distributed by the corporation to the state treasurer for deposit into the lottery for education account created under § 4-51-111. Funds deposited under this subdivision (e)(1) must be accounted for separately by the corporation from funds collected by the corporation for the lottery. Section 4-51-111 is otherwise inapplicable to taxes collected and deposited under this subdivision (e)(1).

(2) Notwithstanding § 4-51-111, fifteen percent (15%) of the privilege tax collected under this section must be distributed by the corporation quarterly to the state treasurer for deposit into the general fund, to be remitted quarterly to each local government in this state on a per capita basis, as determined by population based on the last federal census. For purposes of calculating the allocation, the population of counties excludes the population of each municipality within the boundaries of the county. Funds remitted to a local government under this subdivision (e)(2) must be allocated to the county or city general fund, as applicable, to be used for local infrastructure projects, including, without limitation, transportation and road projects and public buildings.

(3) Notwithstanding § 4-51-111, five percent (5%) of the privilege tax collected under this section must be distributed by the corporation to the state treasurer and allocated to the department of mental health and substance abuse services to use in the manner prescribed by § 4-51-319(c).

4-51-305. Lottery corporation sports wagering advisory council – Creation – Membership – Terms.

(a) There is created a lottery corporation sports wagering advisory council to assist the corporation with sports wagering activities. The council consists of five (5) members, appointed by the governor.

(b) For each initial appointment or vacancy on the council, the speakers of the senate and the house of representatives shall each nominate one (1) person for consideration to fill the seat.

(c) Prior to the appointment of a person to the council by the governor, the governor shall submit the name of the potential member to the Tennessee bureau of investigation. The bureau shall conduct a criminal records check on all such persons pursuant to § 38-6-109. The bureau may contract with any other law enforcement agency to assist in such investigation. Such potential member shall supply a set of fingerprints upon request and in the manner requested by the investigating entity.

(d) Each member appointed to the council by the governor is subject to confirmation by majority vote of both houses of the general assembly.

(e) The term of each member begins on July 1. For purposes of staggering the terms of the council, the governor shall appoint two (2) initial appointees to terms of four (4) years; two (2) initial appointees to terms of three (3) years; and one (1) initial appointee to a term of two (2) years. After the initial terms, the term of an appointed member is four (4) years.

(f) At the end of the member's term, the member shall continue to serve until a replacement is appointed by the governor.

(g)

(1) Each member of the council must:

(A) Be a citizen of the United States;

(B) Be, and remain, a resident of this state; and

(C) Possess and demonstrate honesty, integrity, and good character.

(2) A person is not eligible for appointment to the council if the person:

(A) Holds any elective office in state government;

(B) Is an officer or official of any political party;

(C) Has a direct pecuniary interest in the sports wagering or gaming industry;

(D) Has been convicted of a felony;

(E) Has been convicted of a misdemeanor involving gambling, theft, computer-related offenses, forgery, perjury, dishonesty, or unlawfully selling or providing a product or substance to a minor;

(F) Has been convicted of any violation under this chapter;
or

(G) Has been convicted of any offense in a federal court, military court, or court of another state, territory, or jurisdiction that under the laws of this state would disqualify such person pursuant to subdivisions (g)(2)(D)-(F).

(h) In making appointments to the council, the governor and nominating authorities shall strive to ensure that the council membership is diverse in

educational background, ethnicity, race, gender, and geographic residency and has experience in:

- (1) The sports wagering industry;
- (2) Accounting; and
- (3) Law enforcement.

(i) A vacancy on the council must be filled for the balance of the unexpired term in the same manner as the original appointment.

(j) Three (3) members of the council constitute a quorum for the purposes of voting and conducting the business of the council.

(k) The council shall elect a chair from among its membership. The chair shall serve in that capacity for one (1) year and is eligible for reelection. The chair shall preside at all meetings and shall have all the powers and privileges of other members.

(l) The council shall meet not less than quarterly, and may hold additional regular and special meetings at the call of the board.

(m) The members must be reimbursed for per diem and travel expenses in accordance with the comprehensive travel regulations as promulgated by the department of finance and administration and approved by the attorney general and reporter.

(n) The council shall:

- (1) Advise the board of best practices with respect to sports wagering;
- (2) Provide administrative and technical assistance to the corporation with respect to sports wagering; and
- (3) Carry out any other duties of the council as prescribed by the board or this part.

4-51-306. Powers and duties of corporation and board – Adoption of rules.

(a) The corporation and board shall enforce this part and supervise compliance with laws and rules relating to the regulation and control of wagering on sporting events in this state.

(b) The board shall promulgate rules in accordance with this part. Rules of the board promulgated under this part must be adopted, amended, or repealed in the same manner as the board adopts, amends, and repeals bylaws and

regulations of the board for purposes of regulating the corporation's affairs and the conduct of corporate business.

4-51-307. Removal of member.

A member of the council may be removed from the council by the governor if, in the opinion of the governor, the member has committed misfeasance or malfeasance in office or neglect of duty.

4-51-308. Reports of board.

(a) The board shall prepare and submit an annual report to the governor, the speaker of the senate, and the speaker of the house of representatives containing the following information:

(1) The number of active licensees;

(2) The aggregate gross and net revenue of all licensees; and

(3) The financial impact on this state and local governments as the result of the sports wagering industry in this state.

(b) The report prepared under subsection (a) must be submitted not later than September 30 of each year. A report submitted under subsection (a) may be submitted electronically.

4-51-309. Requirements for escrow account, insurance, and cash-on-hand.

(a) The board shall prescribe by rule:

(1) The amount of a bond in escrow and the amount of cash that must be kept on hand to ensure that there exists adequate reserves to pay off bettors; and

(2) Any insurance requirements for a licensee.

(b) The licensee may maintain the bond at any bank lawfully operating in this state, and the licensee must be the beneficiary of any interest accrued thereon.

4-51-310. Financial practices, audits of licensees, and post-employment restrictions.

The board shall prescribe by rule:

(1) Minimum requirements by which each licensee must exercise effective control over its internal fiscal affairs, including, without limitation, requirements for:

(A) Safeguarding assets and revenues, including evidence of indebtedness;

(B) Maintenance of reliable records relating to accounts, transactions,

profits and losses, operations, and events; and

(C) Global risk management;

(2) Requirements for internal and independent audits of licensees;

(3) The manner in which periodic financial reports must be submitted to the board from each licensee, including the financial information to be included in the reports;

(4) The type of information deemed to be confidential financial or proprietary information that is not subject to any reporting requirements under this part;

(5) Policies, procedures, and processes designed to mitigate the risk of cheating and money laundering; and

(6) Any post-employment restrictions necessary to maintain the integrity of sports wagering in this state.

4-51-311. Persons authorized to engage in sports wagering.

(a) Except for those persons ineligible to place bets under § 4-51-312, a person who is twenty-one (21) years of age or older and who is physically located in this state may place a wager in the manner authorized by law.

(b) A licensee shall ensure that all wagers accepted in this state are from qualified bettors and in accordance with this part.

4-51-312. Persons ineligible to place a bet or wager.

(a) The following persons or categories of persons shall not, directly or indirectly, wager or bet on a sporting event in this state:

(1) Any member, officer, or employee of the council, board, or corporation;

(2) With respect to a licensee, any principal owner, partner, member of the board of directors, officer, or supervisory employee;

(3) With respect to a vendor of a licensee, any principal owner, partner, member of the board of directors, officer, or supervisory employee;

(4) Any contractor, subcontractor, or consultant, or officer or employee of a contractor, subcontractor, or consultant, of a licensee, if the person is directly involved in the licensee's operation of sports wagering or the processing of sports wagering claims or payments through the licensee's online sports wagering platform;

(5) Any person subject to a contract with the board if the contract contains a provision prohibiting the person from participating in sports wagering;

(6) Any person with access to information that is known exclusively to a person who is prohibited from placing a wager in this state under this section;

(7) Any amateur or Olympic athlete if the wager is based on the sport or athletic event in which the athlete participates and that is overseen by the athlete's sports governing body;

(8) Any professional athlete if the wager is based on any sport or athletic event overseen by the athlete's sports governing body;

(9) Any owner or employee of a team, player, umpire or sports union personnel, or employee, referee, coach, or official of a sports governing body, if the wager is based on a sporting event overseen by the person's sports governing body;

(10) Any trustee or regent of a governing board of a public or private institution of higher education;

(11) Any member of an advisory board established under title 49, chapter 9, part 5;

(12) Any person prohibited by the rules of a governing body of a collegiate sports team, league, or association from participating in sports wagering activities;

(13) With respect to a student or an employee of a public or private institution of higher education, any person who has access to material non-public information concerning a student athlete or team, and the information is relevant to the outcome of a sporting event; provided, that the person is only prohibited from using the information to place a wager on a collegiate sporting event; and

(14) Any person having the ability to directly affect the outcome of a sporting event.

(b) The board may prescribe by rule additional categories of persons who are prohibited from placing a wager in this state.

(c) The corporation shall maintain a confidential registry of persons and categories of persons who are ineligible to place a wager in this state and shall provide the registry to each licensee in this state. The corporation shall provide each updated registry to the licensees as soon as practicable. Each licensee shall maintain the registry provided by the corporation confidentially.

(d) A violation of subsection (a) is:

(1) For a first offense, a Class C misdemeanor;

(2) For a second offense, a Class B misdemeanor; and

(3) For a third or subsequent offense, a Class A misdemeanor.

(e) As used in this section, "material non-public information" has the same meaning as defined in § 4-51-330(d).

4-51-313. Wagers as contracts.

Notwithstanding § 29-19-101, each wager placed in accordance with this part is deemed to be an enforceable contract.

4-51-314. Wagers prohibited.

(a)

(1) The board shall, by rule, prohibit wagering on:

(A) Injuries, penalties, and other types or forms of wagering under this part that are contrary to public policy, unfair to consumers, or deemed to violate Article XI, Section 5 of the Constitution of Tennessee; and

(B) Individual actions, events, statistics, occurrences, or non-occurrences to be determined during a collegiate sporting event, including, without limitation, in-game proposition bets on the performance or non-performance of a team or individual participant during a collegiate sporting event.

(2) A licensee may only offer parlay and proposition bets of the type or category as prescribed by rule of the board. The board shall

prescribe by rule the types and categories of parlay and proposition bets that may be offered in this state, if any.

(b) A licensee, professional sports team, league, or association, or institution of higher education may submit to the council in writing a request to prohibit a type or form of wagering, or to prohibit a category of persons from wagering, if the licensee, team, league, association, or institution believes that such wagering by type, form, or category is contrary to public policy, unfair to consumers, or affects the integrity of a particular sport or the sports betting industry. Upon receiving a request, the council shall conduct a hearing on the matter at its next regularly scheduled meeting and may, after such hearing, make a recommendation to the board as to whether the board should prohibit such type or form of wager or such category of persons from wagering.

4-51-315. Integrity of sports wagering – Public interest.

(a) The board, council, licensees, and vendors shall cooperate with investigations conducted by sports governing bodies and law enforcement agencies, including, but not limited to, providing or facilitating the provision of account-level betting information and data files relating to persons placing wagers.

(b) Licensees shall immediately report to the board any information relating to:

(1) Criminal or disciplinary proceedings commenced against the licensee in connection with its operations;

(2) Abnormal betting activity or patterns that may indicate a concern with the integrity of a sporting event;

(3) Any potential breach of a sports governing body's internal rules and codes of conduct pertaining to sports wagering;

(4) Conduct that corrupts the betting outcome of a sporting event for purposes of financial gain, including match fixing; and

(5) Suspicious or illegal wagering activities, including cheating, the use of funds derived from illegal activity, wagers to conceal or launder funds derived from illegal activity, using agents to place wagers, and using false identification.

(c) Licensees shall also immediately report information relating to conduct described in subdivisions (b)(2)-(4) to the relevant sports governing body.

(d) Licensees shall share with the board, in real time and at the account level, information regarding a bettor, amount and type of bet, the time the bet

was placed, the location of the bet, including the internet protocol address if applicable, the outcome of the bet, and records of abnormal betting activity. Information shared under this subsection (d) must be submitted in the form and manner as required by rule of the board.

(e) If a sports governing body has notified the board that real-time information sharing for wagers placed on its sporting events is necessary and desirable, licensees shall share the same information with the sports governing body or its designee with respect to wagers on its sporting events. Such information may be used by a sports governing body solely for integrity purposes.

(f) In addition to its specific rulemaking authority under this part, the board may promulgate rules it deems necessary to maintain the integrity of sports wagering in this state and to protect the public interest.

4-51-316. Official league data.

(a) A licensee shall exclusively use official league data for purposes of live betting.

(b) If a licensee can demonstrate to the board that the governing body of a sport or sports league, organization, or association or other authorized entity cannot provide a feed of official league data for live betting in accordance with commercially reasonable terms, as determined by the board, a licensee may use any data source that is not obtained:

(1) Directly or indirectly from live, authorized sporting event attendees who collect the data in violation of the terms of admittance to the event; or

(2) Through automated computer programs that compile data from the internet in violation of the terms of service of the relevant website or other internet platform.

4-51-317. Applying for licenses – Fees.

(a) An applicant for a license shall submit an application on a form, in such manner, and in accordance with such requirements as may be prescribed by rule of the board.

(b) An application for a license must include the following:

(1) The identification of the applicant's principal owners who own five percent (5%) or more of the company, partners, members of its board of directors, and officers;

(2) A national criminal background check for each person identified under subdivision (b)(1) conducted by the Tennessee bureau of

investigation or another appropriate law enforcement agency. A set of fingerprints must be supplied upon request and in the manner requested by the investigating agency;

(3) Information, documentation, and assurances as may be required to establish by clear and convincing evidence the applicant's good character, honesty, and integrity. Such information may include, without limitation, information pertaining to family, habits, character, reputation, criminal and arrest records, business activities, financial affairs, and business, professional, and personal associates, covering at least the ten-year period immediately preceding the filing of the application;

(4) Notice and a description of civil judgments obtained against the applicant pertaining to antitrust or security regulation laws of the federal government, of this state or of any other state, jurisdiction, province, or country;

(5) Letters of reference from law enforcement agencies having jurisdiction in the applicant's place of residence and principal place of business. The letters of reference must indicate that such law enforcement agencies do not have any pertinent information concerning the applicant, or if such law enforcement agency does have information pertaining to the applicant, must specify what the information is;

(6) If the applicant has conducted gaming operations in a jurisdiction which permits such activity, letters of reference from the regulatory body that regulates sports wagering that specify the standing of the applicant with the regulatory body; provided, however, that if no such letters are received within sixty (60) days of the request therefor, the applicant may submit a statement under oath that the applicant is or was, during the period such activities were conducted, in good standing with the governing body;

(7) Information, documentation, and assurances concerning financial background and resources as may be required to establish by clear and convincing evidence the financial stability, integrity, and responsibility of the applicant, including, but not limited to, bank references, business and personal income and disbursement schedules, tax returns and other reports filed with governmental agencies, and business and personal accounting and check records and ledgers. Each applicant shall, in writing, authorize the examination of all bank accounts and records as may be deemed necessary by the board. The board may consider any relevant evidence of financial stability. The applicant is presumed to be financially stable if the applicant establishes by clear and convincing evidence that it meets each of the following standards:

(A) The ability to assure the financial integrity of sports wagering operations by the maintenance of a bankroll or

equivalent provisions adequate to pay winning wagers to bettors when due. An applicant is presumed to have met this standard if the applicant maintains, on a daily basis, a bankroll and equivalent provisions, in an amount which is at least equal to the average daily minimum bankroll or equivalent provisions, calculated on a monthly basis, for the corresponding month in the previous year;

(B) The ability to meet ongoing operating expenses which are essential to the maintenance of continuous and stable sports wagering operations; and

(C) The ability to pay, as and when due, all state and federal taxes;

(8) Information, documentation, and assurances as may be required to establish by clear and convincing evidence that the applicant has sufficient business ability and gaming experience as to establish the likelihood of the creation and maintenance of a successful, efficient sports wagering operation;

(9) Information, as required by rule of the board, regarding the financial standing of the applicant, including, without limitation, each person or entity that has provided loans or financing to the applicant;

(10) A nonrefundable application fee in the amount of fifty thousand dollars (\$50,000), and an annual licensing fee in the amount of seven hundred fifty thousand dollars (\$750,000); and

(11) Any additional information required by the board by rule.

(c) Upon review of the application, the board shall approve or deny an application for a license not more than ninety (90) days after receipt of an application.

(d) A license issued by the board authorizes the licensee to offer interactive sports wagering in this state.

(e) A licensee may renew its license by submitting an application on a form, in such manner, and in accordance with such requirements as may be prescribed by rule of the board. A licensee shall submit the nonrefundable annual license and application fees prescribed under subdivision (b)(10) with its application for the renewal of its license.

(f) For each application for licensure or renewal of a license that is approved under this section, the amount of the application fee must be credited toward the licensee's annual license fee and the licensee shall remit the balance of the annual fee to the corporation upon approval of a license. The fees collected from licensees under this section must be used by the corporation to pay the actual operating and administrative expenses incurred under this part.

(g) Except as provided in subsection (f), licensing and application fees collected by the board must be distributed to the state treasurer for deposit into the Tennessee Promise scholarship endowment fund created under § 49-4-708(d).

(h) Each person holding a license under this part has a continuing duty to immediately inform the board of any change in status relating to any information that may disqualify the person from holding the license.

4-51-318. Restrictions on licensees.

(a) A licensee shall not:

(1) Allow a minor to place a wager;

(2) Offer, accept, or extend credit to a bettor;

(3) Directly advertise or promote sports wagering to minors. The board shall adopt rules specific to the manner in which a licensee may advertise its business operations as authorized by this part;

(4) Offer or accept a wager on any event, outcome, or occurrence other than a sporting event, including, without limitation, a high school sporting event offered, sponsored, or played in connection with a public or private institution that offers education at the secondary level; or

(5) Accept a wager from a person who is on the registry of persons who are ineligible to place a wager created and maintained by the corporation under § 4-51-312(c).

(b) A violation of this section is:

(1) For a first offense, a Class B misdemeanor; and

(2) For a second or subsequent offense, a Class A misdemeanor.

4-51-319. Responsible sports wagering.

(a) Licensees shall allow bettors to restrict themselves from placing wagers with the licensee, including limits on the time spent betting and amounts wagered, and take reasonable steps to prevent those bettors from placing such wagers. At the request of a bettor, a licensee may share the request with the board for the sole purpose of disseminating the request to other licensees.

(b) The board shall promulgate rules that require a licensee to implement responsible sports wagering programs that include comprehensive training on responding to circumstances in which individuals present signs of a gambling addiction.

(c)

(1) The department of mental health and substance abuse services shall use the funds distributed to the department under § 4-51-304(e)(3) to develop and establish treatment programs and resources for gambling addiction and compulsive gambling.

(2) The department's programs and resources must focus on the social, emotional, and psychological health of compulsive gamblers and gambling addicts through initial and periodic assessments, counseling and behavioral therapy, self-help and support groups, referrals to medical providers who specialize in gambling addiction and compulsive gambling, and the creation of individualized treatment and support plans.

(3) The department may use a portion of the funds to create a grant program to facilitate access to nonprofit organizations specializing in addiction and compulsive behavior by persons struggling with gambling addiction and compulsive gambling for the purposes of supplementing those services provided directly by the department.

(4) The department shall annually generate a report outlining the activities of the department with respect to funding received under this part for gambling addiction and compulsive gambling, including, without limitation, descriptions of programs, therapies, grants, and other resources made available, the success and outcomes of utilizing such programs, therapies, grant programs, and resources, the number of persons treated, the number of persons who complete programs and therapies, and the rate of recidivism, if known. The department shall file the annual report with the governor, the speaker of the senate, and the speaker of the house of representatives, and shall publish the report on its website, no later than January 1 of each year.

4-51-320. Persons prohibited from obtaining licenses.

The following persons shall not apply for or obtain a license:

- (1) A member or employee of the council, board, or corporation;
- (2) An employee of any professional sports team;
- (3) A coach of, or player for, a collegiate or professional sports team;
- (4) A person who is a member or employee of any governing body of a sports team, league, or association;
- (5) A person who has been convicted of a crime as specified in rules promulgated by the board;

(6) A person having the ability to directly affect the outcome of a sporting event; and

(7) Any other category of persons, established by rule of the board, that if licensed, would affect the integrity of sports wagering in this state.

4-51-321. Transfer of licenses.

The board may adopt rules prescribing the manner in which a license may be transferred and a fee for the transfer of the license.

4-51-322. House rules – Acceptance of wagers – Payouts.

(a) Each licensee shall adopt and adhere to a written, comprehensive policy outlining the house rules governing the acceptance of wagers and payouts. The policy and rules must be approved by the board prior to the acceptance of a wager by a licensee. The policy and rules must be readily available to a bettor on the licensee's website.

(b) The board shall promulgate rules regarding:

(1) The manner in which a licensee accepts wagers from and issues payouts to bettors, including payouts in excess of ten thousand dollars (\$10,000); and

(2) Reporting requirements for suspicious wagers.

4-51-323. Inspections.

Members of the board or designated employees or agents of the corporation may, during normal business hours, enter the premises of any facility of a licensee or third party utilized by the licensee to operate and conduct business in accordance with this part for the purpose of inspecting books and records kept as required by this part, to ensure that the licensee is in compliance with this part, or to make any other inspection of the premises necessary to protect the interests of this state and its consumers.

4-51-324. Licensee reporting requirements – Compliance hearing.

(a) Each licensee shall report to the board, no later than January 15 of each year:

(1) The total amount of wagers received from bettors for the immediately preceding calendar year;

(2) The adjusted gross income of the licensee for the immediately preceding calendar year; and

(3) Any additional information required by rule of the board deemed in the public interest or necessary to maintain the integrity of sports wagering in this state.

(b) A licensee shall immediately report to the board any information relating to:

(1) The name of any newly elected officer or director of the board of the licensed entity; and

(2) The acquisition by any person of five percent (5%) or more of any class of corporate stock.

(c) With respect to information reported under subsection (b), a licensee shall include with the report a statement as to any conflict of interest that may exist as the result of such election or acquisition.

(d) Upon receiving a report under this section or § 4-51-315(b), the board may conduct a hearing in accordance with § 4-51-326 to determine whether the licensee remains in compliance with this part.

4-51-325. Interactive sports wagering.

(a) Prior to placing a wager with a licensee via interactive sports wagering, a bettor shall register with the licensee remotely and attest that the bettor meets the requirements to place a wager with a licensee in this state. Prior to verification of a bettor's identity in accordance with this section, a licensee shall not allow the bettor to engage in sports wagering, make a deposit, or process a withdrawal via interactive sports wagering. A licensee shall implement commercially and technologically reasonable procedures to prevent access to sports wagering by minors on its interactive platforms. A licensee may use information obtained from third parties to verify that a person is authorized to open an account, place wagers, and make deposits and withdrawals.

(b) A licensee shall adopt a registration policy to ensure that all bettors utilizing interactive sports wagering are authorized to place a wager with a licensee within this state. The policy must include, without limitation, a mechanism by which to:

(1) Verify the name and age of the registrant;

(2) Verify that the registrant is not prohibited from placing a wager under § 4-51-312; and

(3) Obtain the following information:

(A) A physical address other than a post office box;

(B) A phone number;

(C) A unique user name; and

(D) An active email account.

(c) A licensee may require a bettor to provide the licensee with a signed and notarized document attesting that the bettor is qualified to engage in sports wagering under this part as part of the registration policy of the licensee.

(d) A bettor shall not register more than one (1) account with a licensee, and a licensee shall use all commercially and technologically reasonable means to ensure that each bettor is limited to one (1) account.

(e) A licensee, in addition to complying with state and federal law pertaining to the protection of the private, personal information of registered bettors, shall use all other commercially and technologically reasonable means to protect such information consistent with industry standards.

(f) Once a bettor account is created, a bettor may only fund the account through:

(1) Electronic bank transfer of funds, including such transfers through third parties;

(2) Debit cards;

(3) Online and mobile payment systems that support online money transfers; and

(4) Any other method approved by the rule of the board that is initiated with cash.

(g)

(1) Each financial transaction with respect to an account between a bettor and licensee must be confirmed by email, telephone, text message, or other means agreed upon by the account holder. A licensee shall use all commercially and technologically reasonable means to independently verify the identity of the bettor making a deposit or withdrawal.

(2) If a licensee determines that the information provided by a bettor to make a deposit or process a withdrawal is inaccurate or incapable of verification, or violates the policies and procedures of the licensee, the licensee shall, within ten (10) days, require the submission of additional information that can be used to verify the identity of the bettor.

(3) If such information is not provided or does not result in verification of the bettor's identity, the licensee shall:

(A) Immediately suspend the bettor's account and not allow the bettor to place wagers;

(B) Retain any winnings attributable to the bettor;

(C) Refund the balance of deposits made to the account to the source of such deposit or by issuance of a check; and

(D) Deactivate the account.

(h) A licensee shall utilize geo-location or geo-fencing technology to ensure that interactive sports wagering is only available to bettors who are physically located in this state. A licensee shall maintain in this state its servers used to transmit information for purposes of accepting or paying out bets or wagers on a sporting event placed by bettors located in this state.

(i) A licensee shall clearly and conspicuously display on the website page a statement indicating that it is illegal for a person under twenty-one (21) years of age to engage in sports wagering in this state.

(j) The board shall promulgate rules for purposes of regulating sports wagering via interactive sports wagering.

4-51-326. Violations of part – Hearings – Administrative fines.

(a) The board may investigate and conduct a hearing with respect to a licensee upon information and belief that the licensee has violated this part, or upon the receipt of a credible complaint from any person that a licensee has violated this part. The board shall conduct investigations and hearings in accordance with rules adopted by the board.

(b) If the board determines that a licensee has violated any provision of this part or rule of the board, the board may:

(1) Suspend, revoke, or refuse to renew a license; and

(2) For any violation by a licensee, impose an administrative fine not to exceed twenty-five thousand dollars (\$25,000) per violation.

(c) Except as provided in § 4-51-327, the board shall promulgate rules establishing a schedule of administrative fines that may be assessed in accordance with subsection (b) for each violation of this part.

(d) Fines assessed under this section must be accounted for separately for use by the board in a manner consistent with rules of the board.

(e) The board may issue subpoenas to compel the attendance of witnesses and the production of relevant books, accounts, records, and documents for purposes of carrying out its duties under this part.

4-51-327. Investigations by board.

(a) The board, utilizing security personnel of the corporation, shall conduct investigations to determine whether:

(1) A licensee is accepting wagers from minors or other persons ineligible to place wagers in this state; and

(2) A person is unlawfully accepting wagers from another person without a license or at a location in violation of this part.

(b) After a hearing under § 4-51-326, if the board finds that:

(1) A licensee is accepting wagers from minors or other persons ineligible to place wagers in this state, the board shall impose a fine against the licensee in the following amount:

(A) For a first offense, one thousand dollars (\$1,000);

(B) For a second offense, two thousand dollars (\$2,000);
and

(C) For a third or subsequent offense, five thousand dollars (\$5,000); and

(2) A person is unlawfully accepting wagers from another person without a license, the board shall impose a fine against the person in the following amount:

(A) For a first offense, ten thousand dollars (\$10,000);

(B) For a second offense, fifteen thousand dollars (\$15,000); and

(C) For a third or subsequent offense, twenty-five thousand dollars (\$25,000).

4-51-328. Appealing final actions of the board.

(a) A licensee or other person aggrieved by a final action of the board may appeal that decision to the chancery court of Davidson County.

(b) The chancery court of Davidson County shall hear appeals from decisions of the board and, based upon the record of the proceedings before the

board, may reverse the decision of the board only if the appellant proves the decision to be:

(1) Clearly erroneous;

(2) Arbitrary and capricious;

(3) Procured by fraud;

(4) A result of substantial misconduct by the board; or

(5) Contrary to the United States Constitution or the Constitution of Tennessee or this part.

(c) The chancery court may remand an appeal to the board to conduct further hearings.

4-51-329. Civil penalties.

A licensee or other person who violates this part is liable for a civil penalty of not more than five thousand dollars (\$5,000) per violation, not to exceed fifty thousand dollars (\$50,000) for violations arising out of the same transaction or occurrence, which must accrue to the corporation and may be recovered in a civil action brought by the office of the attorney general and reporter or its designee in the name of the corporation. Costs must not be taxed against the office of the attorney general and reporter or this state for actions brought under this section.

4-51-330. Transmission of sports information for purposes of sports wagering.

(a) It is unlawful for any person or entity, directly or indirectly, to knowingly receive, supply, broadcast, display, or otherwise transmit material non-public information for the purpose of wagering on a sporting event or influencing another person's or entity's wager on a sporting event.

(b) This section does not apply to the dissemination of public information as news, entertainment, or advertising.

(c) A violation of this section is a Class A misdemeanor.

(d) As used in this section, "material non-public information" means information that has not been disseminated publicly concerning an athlete, contestant, prospective contestant, or athletic team, including, without limitation, confidential information related to medical conditions or treatment, physical or mental health or conditioning, physical therapy or recovery, discipline, sanctions, academic status, education records, eligibility, playbooks, signals, schemes, techniques, game plans, practices, strategies, assessments, systems, drills, or recordings of practices or other athletic activities.

4-51-331. Compliance with federal law.

Each licensee shall comply with applicable federal law with respect to sports wagering and gaming, including, but not limited to, federal reporting requirements.

SECTION 2. Tennessee Code Annotated, Section 39-17-501(1), is amended by adding the following new subdivision (E):

(E) Lawfully accepting or placing a wager on a sporting event in accordance with the Tennessee Sports Gaming Act, compiled in title 4, chapter 51, part 3.

SECTION 3. Tennessee Code Annotated, Section 4-51-103(g), is amended by deleting the second sentence and substituting instead the following:

Notwithstanding this section, at the end of a director's term, the director shall continue to serve until a replacement is appointed by the governor.

SECTION 4. Tennessee Code Annotated, Section 4-51-135, is amended by adding the following new subsection (f):

(f) In addition to the application of this section to the activities of the corporation relating to the regulation and oversight of the education lottery, this section additionally applies to those activities of the corporation relating to the regulation and oversight of sports wagering under part 3 of this chapter.

SECTION 5. If any provision of this act or its application to any person or circumstance is held invalid, then the invalidity does not affect other provisions or applications of the act that can be given effect without the invalid provision or application, and to that end the provisions of this act are severable.

SECTION 6. The headings to sections, chapters, and parts in this act are for reference purposes only and do not constitute a part of the law enacted by this act. However, the Tennessee Code Commission is requested to include the headings in any compilation or publication containing this act.

SECTION 7. This act shall take effect upon becoming a law for purposes of promulgating rules, and on July 1, 2019, for all other purposes, the public welfare requiring it.

On motion, State Committee Amendment No. 1 was adopted.

Rep. Hazlewood moved adoption of Finance, Ways, and Means Committee Amendment No. 1, as House Amendment No. 2, as follows:

Amendment No. 2

AMEND House Bill No. 1 by deleting 4-51-304(e)(2) in Section 1 and substituting instead the following:

(2) Notwithstanding § 4-51-111, fifteen percent (15%) of the privilege tax collected under this section must be distributed by the corporation quarterly to the department of finance and administration, to be accounted for separately in a fund designated as the "nonprofit and local government grant fund." Monies in the fund must be used for the purposes of funding projects and programs of local governments and nonprofit corporations that are domiciled in this state and that have been in operation for at least five (5) years. Monies shall not be expended, except pursuant to specific, direct appropriation from the general assembly.

AND FURTHER AMEND by deleting from § 4-51-304(b) in Section 1 the language "twenty percent (20%)" and substituting instead the language twenty-two and one-half percent (22.5%).

On motion, Finance, Ways, and Means Committee Amendment No. 1, as House Amendment No. 2, was adopted.

Rep. Clemmons moved adoption of House Amendment No. 3 as follows:

Amendment No. 3

AMEND House Bill No. 1 by deleting the language "Eighty percent (80%)" from § 4-51-304(e)(1) in Section 1 and substituting instead the language "Seventy percent (70%)".

AND FURTHER AMEND by adding the following new subdivision to § 4-51-304(e) in Section 1:

(4) Notwithstanding § 4-51-111, ten percent (10%) of the privilege tax collected under this section must be distributed by the corporation to the state treasurer for deposit into the highway fund for use in the manner prescribed by law.

Rep. Staples moved that House Amendment No. 3 be tabled, which motion prevailed by the following vote:

Ayes	69
Noes.....	20
Present and not voting.....	3

Representatives voting aye were: Baum, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Cochran, Coley, Curcio, Daniel, Dixie, Eldridge, Faison, Gant, Garrett, Hakeem, Halford, Hall, Hardaway, Haston, Hazlewood, Helton, Hicks, Hill M, Hodges, Howell, Hulsey, Jernigan, Johnson C, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Lynn, Marsh, Miller, Moon, Ogles, Parkinson, Powers, Ragan, Ramsey, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Staples, Stewart, Terry, Tillis, Todd, Travis, Van Huss, Vaughan, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--69

Representatives voting no were: Beck, Boyd, Bricken, Chism, Clemmons, Cooper, Crawford, Doggett, Freeman, Griffey, Hill T, Holt, Hurt, Johnson G, Mitchell, Potts, Powell, Reedy, Towns, Weaver--20

Representatives present and not voting were: DeBerry, Thompson, White--3

Rep. Miller requested that House Amendment No. 4 be placed at the heel of the amendments.

Rep. Miller moved that House Amendment No. 5 be withdrawn, which motion prevailed.

Rep. Miller moved that House Amendment No. 6 be withdrawn, which motion prevailed.

Rep. Miller moved adoption of House Amendment No. 4 as follows:

Amendment No. 4

AMEND House Bill No. 1 by designating subsection (a) of § 4-51-324 in Section 1 as subdivision (a)(1), redesignating subdivisions (a)(1)-(3) as (a)(1)(A)-(C), and by adding the following new subdivision (a)(2):

(2) A licensee is strongly encouraged to include in its report under subdivision (a)(1) information relating to the diversity of its ownership and employees with respect to gender and race.

Rep. Staples moved that House Amendment No. 4 be tabled.

Rep. Staples withdrew the motion to table House Amendment No. 4, which motion prevailed.

Rep. Miller moved that House Amendment No. 4 be withdrawn, which motion prevailed.

Rep. M. Hill moved the previous question, which motion prevailed.

Rep. Staples moved that **House Bill No. 1**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	58
Noes.....	37
Present and not voting.....	2

Representatives voting aye were: Beck, Bricken, Calfee, Camper, Carr, Chism, Clemmons, Cooper, Curcio, Daniel, Dixie, Eldridge, Faison, Farmer, Freeman, Garrett, Griffey, Hakeem, Hall, Hardaway, Helton, Hicks, Hodges, Howell, Jernigan, Johnson C, Johnson G, Kumar, Lafferty, Lamar, Littleton, Love, Marsh, Miller, Mitchell, Moon, Ogles, Parkinson, Potts, Powell, Ragan, Ramsey, Rudder, Russell, Sanderson, Sexton C, Shaw, Smith, Staples, Thompson, Tillis, Towns, Travis, Vaughan, Whitson, Williams, Wright, Mr. Speaker Casada--58

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Representatives voting no were: Baum, Boyd, Byrd, Carter, Cepicky, Cochran, Coley, Crawford, DeBerry, Doggett, Dunn, Gant, Halford, Haston, Hawk, Hazlewood, Hill M, Hill T, Holt, Hulsey, Hurt, Keisling, Lamberth, Leatherwood, Lynn, Reedy, Rudd, Sexton J, Sherrell, Sparks, Stewart, Terry, Todd, Van Huss, Weaver, Windle, Zachary--37

Representatives present and not voting were: Powers, White--2

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "no" to "aye" on **House Bill No. 1** and have this statement entered in the Journal: Rep. Coley.

REGULAR CALENDAR, CONTINUED

Senate Bill No. 1107 -- Traffic Safety - As introduced, establishes requirements for the operation of electric foot scooters. - Amends TCA Title 55, Chapter 1; Title 55, Chapter 10; Title 55, Chapter 12 and Title 55, Chapter 8. by *Dickerson. (*HB1220 by *Potts, *Lamar)

Further consideration of House Bill No. 1220, previously considered on April 18, 2019 and April 22, 2019, at which time the House substituted the Senate Bill for the House Bill and withdrew Amendment No. 1.

Rep. Potts moved that Senate Bill No. 1107 be passed on third and final consideration.

Rep. Potts moved adoption of House Amendment No. 2 as follows:

Amendment No. 2

AMEND Senate Bill No. 1107 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 55-1-103, is amended by deleting subsection (c) and substituting instead the following:

(c) "Motor vehicle" means every vehicle that is self-propelled, excluding electric scooters, motorized bicycles, and every vehicle that is propelled by electric power obtained from overhead trolley wires. "Motor vehicle" means any low speed vehicle or medium speed vehicle

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as defined in this chapter. "Motor vehicle" means any mobile home or house trailer as defined in § 55-1-105.

SECTION 2. Tennessee Code Annotated, Section 55-8-101, is amended by adding the following as a new, appropriately designated subdivision:

(A) "Electric scooter":

(i) Means a device weighing less than one hundred pounds (100 lbs.) that:

(a) Has handlebars and an electric motor;

(b) Is solely powered by the electric motor or human power, or both; and

(c) Has a maximum speed of no more than twenty miles per hour (20 mph) on a paved level surface when powered solely by the electric motor; and

(ii) Does not include an electric bicycle, electric personal assistive mobility device, motorcycle, or motor-driven cycle; and

(B) An electric scooter is a motor-driven vehicle, for purposes of § 55-10-401;

SECTION 3. Tennessee Code Annotated, Section 55-8-101, is amended by deleting subdivision (40) and substituting instead the following:

(40) "Motor vehicle" means every vehicle, including a low speed vehicle or a medium speed vehicle that is self-propelled, excluding electric scooters, electric bicycles as defined in § 55-8-301, motorized bicycles, and every vehicle, including a low speed vehicle or a medium speed vehicle that is propelled by electric power obtained from overhead trolley wires, but not operated upon rails;

SECTION 4. Tennessee Code Annotated, Section 55-8-101, is amended by deleting subdivision (42) and substituting instead the following:

(42) "Motor-driven cycle" means every motorcycle, including every motor scooter, with a motor that produces no more than five (5) brake horsepower, or with a motor with a cylinder capacity not exceeding one hundred twenty-five cubic centimeters (125cc). "Motor-driven cycle" does not include an electric scooter;

SECTION 5. Tennessee Code Annotated, Title 55, Chapter 8, Part 2, is amended by adding the following as a new section:

Section 55-8-302 applies to an electric scooter and any person operating an electric scooter, including an exclusion from chapters 3 and 4 of this title, relating to titling and registration. Nothing in this section or § 55-8-302 preempts a county, municipality, or metropolitan form of government, by ordinance of its legislative body, from regulating, controlling, or banning the use and operation of electric scooters within the geographic boundaries of the county, municipality, or metropolitan government. The ordinances must be

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reasonably related to promotion and protection of the health, safety, and welfare of riders, operators, pedestrians, and motorists.

SECTION 6. This act shall take effect July 1, 2019, the public welfare requiring it.

On motion, House Amendment No. 2 was adopted.

BILL RE-REFERRED

Pursuant to **Rule No. 72, Senate Bill No. 1107** was re-referred to the Finance, Ways & Means Committee.

REGULAR CALENDAR, CONTIUNED

House Bill No. 624 -- Sexual Offenders - As introduced, makes an offender sentenced pursuant to judicial diversion eligible for removal from the sex offender registry upon completion of judicial diversion. - Amends TCA Title 40, Chapter 35 and Title 40, Chapter 39. by *Hulsey, *Hardaway. (*SB544 by *Gardenhire)

Rep. Hulsey moved that House Bill No. 624 be passed on third and final consideration.

Rep. Curcio moved adoption of Judiciary Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 624 by adding the following language at the end of SECTION 3:

This act does not create an affirmative duty for the Tennessee bureau of investigation (TBI) to review its records or notify any person to whom this act applies; however, upon request, the TBI shall verify the record of any person to whom this act applies and, if appropriate, shall remove the person's name from the registry and notify the person that the person is no longer required to comply with the Tennessee Sexual Offender and Violent Sexual Offender Registration, Verification and Tracking Act of 2004.

On motion, Judiciary Committee Amendment No. 1 was adopted.

Rep. Hulsey moved that **House Bill No. 624**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	80
Noes.....	11
Present and not voting.....	1

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Representatives voting aye were: Baum, Beck, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Curcio, DeBerry, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Hakeem, Halford, Hall, Hardaway, Haston, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Marsh, Miller, Mitchell, Moon, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudder, Sanderson, Sexton J, Shaw, Sherrell, Smith, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, Whitson, Wright, Zachary--80

Representatives voting no were: Boyd, Daniel, Griffey, Hawk, Keisling, Lynn, Rudd, Russell, Sparks, White, Windle--11

Representatives present and not voting were: Ogles--1

A motion to reconsider was tabled.

House Bill No. 509 -- Children's Services, Dept. of - As introduced, changes from March 1 to March 31 the date by which the department must appear before the appropriate committees in the senate and house of representatives for a review of the department's policies that affect the children it serves. - Amends TCA Title 4; Title 9; Title 36 and Title 37. by *Littleton. (*SB209 by *Haile)

Rep. Littleton moved that **House Bill No. 509** be reset for the next available Regular Calendar, which motion prevailed.

***House Bill No. 1537** -- Burns - Subject to local approval, moves the date of election from May to November; extends the terms, from two years to four years, for the mayor and commissioner. - Amends amend Chapter 89 of the Private Acts of 2008. by *Littleton. (SB1544 by *Roberts)

Rep. Littleton moved that **House Bill No. 1537** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	95
Noes.....	0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Windle, Wright, Zachary, Mr. Speaker Casada--95

A motion to reconsider was tabled.

House Bill No. 1512 -- Cleveland - Subject to local approval, authorizes a nonresident owner of real property located within the city that has an appraised value for tax purposes of at least \$35,000 to vote in city elections. - Amends Chapter 78 of the Private Acts of 1993; as amended. by *Hall. (*SB1511 by *Bell)

Rep. Hall moved that **House Bill No. 1512** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	90
Noes.....	1
Present and not voting.....	3

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, DeBerry, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holt, Howell, Hulse, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudder, Russell, Sanderson, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Terry, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Windle, Wright, Zachary, Mr. Speaker Casada--90

Representatives voting no were: Stewart--1

Representatives present and not voting were: Dixie, Rudd, Thompson--3

A motion to reconsider was tabled.

***House Bill No. 1529** -- Jackson - Subject to local approval, adds age and residency requirements to be eligible to run for mayor and city council; changes the voting requirement for filling vacancies for the city council; requires the city to obtain a fidelity bond for the mayor and treasurer; changes the due date for payment of taxes levied by the city to October 1 through December 31 of each year; requires certain ordinances to be published on the city's website. - Amends Chapter 101 of the Private Acts of 1993; as amended. by *Shaw, *Todd. (SB1538 by *Jackson)

Rep. Shaw moved that **House Bill No. 1529** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	93
Noes.....	0
Present and not voting.....	1

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holt, Howell, Hulse, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moon, Ogles, Parkinson, Potts, Powell,

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Powers, Ragan, Ramsey, Reedy, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Windle, Wright, Zachary, Mr. Speaker Casada--93

Representatives present and not voting were: Rudd--1

A motion to reconsider was tabled.

***House Bill No. 1540** -- Jackson County - Subject to local approval, authorizes the levy of a privilege tax, not to exceed 5 percent, on the occupancy of accommodations by transients. by *Windle. (SB1547 by *Bailey)

Rep. Windle moved that **House Bill No. 1540** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	81
Noes.....	6
Present and not voting.....	6

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Howell, Hulsey, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Marsh, Miller, Mitchell, Moon, Ogles, Potts, Powell, Ragan, Ramsey, Reedy, Rudder, Russell, Sanderson, Sexton C, Shaw, Sherrell, Staples, Stewart, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Windle, Wright, Zachary, Mr. Speaker Casada--81

Representatives voting no were: Doggett, Holt, Hurt, Lynn, Parkinson, Sexton J--6

Representatives present and not voting were: DeBerry, Dixie, Garrett, Powers, Rudd, Sparks--6

A motion to reconsider was tabled.

***House Bill No. 1527** -- Millington - Subject to local approval, changes the municipal judge from an elected to appointed position; requires all persons employed by the city to take an oath of office; requires the board to establish, by resolution, which city officials are authorized to sign checks on the city's behalf. - Amends Chapter 58 of the Private Acts of 2012; as amended. by *Leatherwood. (SB1536 by *Akbari)

Rep. Leatherwood moved that **House Bill No. 1527** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	93
Noes.....	0

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Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moon, Ogles, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Windle, Wright, Zachary, Mr. Speaker Casada--93

A motion to reconsider was tabled.

***House Bill No. 207** -- Local Education Agencies - As introduced, makes various changes to the process required for an LEA to sell surplus property. - Amends TCA Title 49, Chapter 6, Part 20. by *Leatherwood, *Casada. (SB269 by *Kelsey)

Rep. Leatherwood moved that House Bill No. 207 be passed on third and final consideration.

Rep. White moved that Education Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Leatherwood moved adoption of House Amendment No. 2 as follows:

Amendment No. 2

AMEND House Bill No. 207 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 49-6-2007, is amended by deleting the section and substituting instead the following:

(a) It is the general assembly's intent that surplus property in a local education agency (LEA) acquired by taxpayers' dollars, instead of being destroyed, be sold or transferred to a local government, as provided in § 49-6-2006.

(b) All LEAs that receive any state funds shall sell surplus property to the highest bidder after advertising in a newspaper of general circulation at least seven (7) days prior to the sale. The sale may be to the highest bidder through an internet auction website used by the LEA, the local government, or this state. An internet auction conducted under this subsection (b) must be open for bidding for at least seven (7) days. Advertisements for the sale must be in accordance with § 49-6-2006(c)(2).

(c) As used in this section, "surplus property" is that personal property no longer having an intended use by the LEA or no longer capable of being used because of its condition.

(d)

(1) Surplus personal property of LEAs that has no value or that has a value of less than five hundred dollars (\$500) may be disposed of without the necessity of bids as required by this section.

(2) In order for disposal without bids, the executive committee of the local board of education must agree in writing that the property is of no value to the LEA or has a value of less than five hundred dollars (\$500).

(e) This section does not apply to property leased or sold pursuant to § 49-2-203(b)(10).

(f) Notwithstanding any law to the contrary, an LEA may:

(1) Donate computers that have been removed from inventory in its schools to low-income families in the school district. The memory hard drives of all computers to be donated under this subdivision (f)(1) must be sanitized. The department of education shall provide guidance to LEAs as to the donation of such computers, including, but not limited to, setting standards for determining whether a family qualifies for the donation of a computer; or

(2) Dispose of computers by selling or trading them to computer vendors or manufacturers as part of the proposal to purchase new computers for the LEA without having to comply with the bidding requirements of subsection (b).

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, House Amendment No. 2 was adopted.

Rep. Leatherwood moved that **House Bill No. 207**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	92
Noes.....	1
Present and not voting.....	1

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moon, Ogles, Parkinson, Potts, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J,

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Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Windle, Wright, Mr. Speaker Casada--92

Representatives voting no were: Powell--1

Representatives present and not voting were: Lamar--1

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "no" to "aye" on **House Bill No. 207** and have this statement entered in the Journal: Rep. Powell.

REGULAR CALENDAR NO. 2

***Senate Joint Resolution No. 154** -- Constitutional Amendments - Proposes an amendment to the Constitution of Tennessee to provide for the exercise of powers and duties of the governor during disability. by *Massey, *Jackson, *Kelsey, *Briggs. (*Lamberth)

Rep. Lamberth requested that the Clerk read Senate Joint Resolution No. 154 for the first Constitutional reading, as prescribed by the Constitution of the State of Tennessee.

The Clerk read Senate Joint Resolution No. 154.

Rep. Lamberth moved that **Senate Joint Resolution No. 154** be reset for the next available Regular Calendar, for its second reading, which motion prevailed.

UNFINISHED BUSINESS

RULES SUSPENDED

Rep. Lynn moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 613 out of order, which motion prevailed.

***House Joint Resolution No. 613** -- Memorials, Government Officials - Designates House Seat 34 in the House Chamber of the State Capitol as the "Charles Sargent Memorial.". by *Lynn, *Holt, *Hazlewood.

On motion, the rules were suspended for the immediate consideration of the resolution.

Rep. Lynn moved all members voting in the affirmative be added as co-prime sponsors on House Joint Resolution No. 613, which motion prevailed with the following members excluded pursuant to the sponsor exclusion form: Ragan and Williams.

Without objection, Rep. Lynn read portions of House Joint Resolution No. 613.

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Rep. Lynn moved the House adopt **House Joint Resolution No. 613**, which motion prevailed by the following vote:

Ayes 94
Noes 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, DeBerry, Dixie, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Windle, Wright, Zachary, Mr. Speaker Casada--94

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "not voting" to "aye" on **House Joint Resolution No. 613** and have this statement entered in the Journal: Rep. Doggett.

RULES SUSPENDED

On motion of Rep. Lamberth, the following bill was introduced and passed first consideration:

***House Bill No. 1543** -- Dickson - Subject to local approval, creates a municipal court. - Amends Chapter 274 of the Private Acts of 1924; as amended. by *Curcio.

RULES SUSPENDED

Rep. Lamberth moved that the rules be suspended in order to allow **Senate Bill No. 1107** to be heard in the Finance, Ways & Means Committee this week, which motion prevailed.

RULES SUSPENDED

WEDNESDAY, APRIL 24, 2019 -- THIRTY-THIRD LEGISLATIVE DAY UNOFFICIAL VERSION

Rep. Dunn moved that the rules be suspended for the immediate consideration of Senate Joint Resolution No. 576 out of order, which motion prevailed.

***Senate Joint Resolution No. 576** -- Memorials, Recognition - Janice White, 2019 Community Recipient, John J. Duncan Sr. Award. by *Massey, *Briggs, *McNally, *Swann.

Rep. Dunn moved that the House concur in **Senate Joint Resolution No. 576**, which motion prevailed by the following vote:

Ayes 95
Noes..... 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Windle, Wright, Zachary, Mr. Speaker Casada--95

A motion to reconsider was tabled.

RULES SUSPENDED

Rep. Keisling moved that the rules be suspended for the immediate consideration of Senate Joint Resolution No. 535 out of order, which motion prevailed.

***Senate Joint Resolution No. 535** -- Memorials, Interns - Nicholas Gernt. by *Yager.

Rep. Keisling moved that the House concur in **Senate Joint Resolution No. 535**, which motion prevailed by the following vote:

Ayes 96
Noes..... 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey,

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Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Windle, Wright, Zachary, Mr. Speaker Casada--96

A motion to reconsider was tabled.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 91 Rep. Faison as prime sponsor.

House Bill No. 178 Rep. Lamberth as prime sponsor.

House Bill No. 509 Rep. Hardaway as prime sponsor.

House Bill No. 729 Reps. Hicks and Hazlewood as prime sponsors.

House Bill No. 774 Reps. Whitson and Wright as prime sponsors.

House Bill No. 776 Reps. Moon and Wright as prime sponsors.

House Bill No. 779 Reps. Moon, Helton and Wright as prime sponsors.

House Bill No. 909 Rep. Staples as prime sponsor.

ENGROSSED BILLS

April 24, 2019

MR. SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Joint Resolutions Nos. 602 and 603.

GREG GLASS, Chief Engrossing Clerk

ENROLLED BILLS

April 24, 2019

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Joint Resolutions Nos. 453, 454, 455, 456 and 457; and find same correctly enrolled and ready for the signatures of the Speakers.

GREG GLASS, Chief Engrossing Clerk

**SIGNED
April 24, 2019**

The Speaker announced that he had signed the following: House Joint Resolutions Nos. 453, 454, 455, 456 and 457.

GREG GLASS, Chief Engrossing Clerk

**SIGNED
April 24, 2019**

The Speaker announced that he had signed the following: Senate Bills Nos. 72 , 275, 594, 668 and 731.

TAMMY LETZLER, Chief Clerk

**SIGNED
April 24, 2019**

The Speaker announced that he had signed the following: Senate Joint Resolution No. 159.

TAMMY LETZLER, Chief Clerk

**ENROLLED BILLS
April 24, 2019**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bills Nos. 74, 339, 743, 817, 944, 1023, 1317, 1347, 1350, 1360, 1367 and 1406; and find same correctly enrolled and ready for the signatures of the Speakers.

GREG GLASS, Chief Engrossing Clerk

**ENGROSSED BILLS
April 24, 2019**

MR. SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Joint Resolution No. 588;

GREG GLASS, Chief Engrossing Clerk

**ENROLLED BILLS
April 24, 2019**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Resolutions Nos. 110, 111, 112, 113, 114, 115, 116 and 117; and find same correctly enrolled and ready for the signature of the Speaker.

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GREG GLASS, Chief Engrossing Clerk

**SIGNED
April 24, 2019**

The Speaker announced that he had signed the following: House Resolutions Nos. 110, 111, 112, 113, 114, 115, 116 and 117.

GREG GLASS, Chief Engrossing Clerk

**SIGNED
April 24, 2019**

The Speaker announced that he had signed the following: House Bills Nos. 74, 339, 657, 658, 743, 817, 944, 1023, 1317, 1347, 1350, 1360, 1367 and 1406.

GREG GLASS, Chief Engrossing Clerk

**MESSAGE FROM THE GOVERNOR
April 24, 2019**

MR. SPEAKER: I am directed by the Governor to return herewith: House Joint Resolutions Nos. 399, 434, 435, 436, 437, 438, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450 and 451; with his approval.

LANG WISEMAN, Deputy and Counsel to the Governor

**MESSAGE FROM THE SENATE
April 24, 2019**

MR. SPEAKER: I am directed to return to the House, House Bill No. 108; substituted for Senate Bill on same subject, amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
April 24, 2019**

MR. SPEAKER: I am directed to return to the House, House Bill No. 513; substituted for Senate Bill on same subject, amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
April 24, 2019**

**WEDNESDAY, APRIL 24, 2019 -- THIRTY-THIRD LEGISLATIVE DAY UNOFFICIAL
VERSION**

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 588, 602 and 603; concurred in by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
April 24, 2019**

MR. SPEAKER: I am directed to transmit to the House, Senate Bill No. 510; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

Senate Bill No. 510 -- Insurance Companies, Agents, Brokers, Policies - As introduced, enacts the "Tennessee Right to Shop Act." - Amends TCA Title 8; Title 33; Title 56; Title 63 and Title 68. by *Roberts, *Jackson, *Massey, *Pody. (*HB419 by *Smith)

**MESSAGE FROM THE SENATE
April 24, 2019**

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos. 535 and 576; For the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

**SIGNED
April 24, 2019**

The Speaker announced that he had signed the following: Senate Joint Resolutions Nos. 535 and 576.

TAMMY LETZLER, Chief Clerk

**MESSAGE FROM THE SENATE
April 24, 2019**

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 453, 454, 455, 456 and 457; signed by the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
April 24, 2019**

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This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

**WEDNESDAY, APRIL 24, 2019 -- THIRTY-THIRD LEGISLATIVE DAY UNOFFICIAL
VERSION**

MR. SPEAKER: I am directed to return to the House, House Bills Nos. 190, 448, 451, 464, 474, 539, 650, 621, 676, 710, 815, 1005, 1165, 1230, 1324 and 1328; substituted for Senate Bills on same subjects and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**ENGROSSED BILLS
April 24, 2019**

MR. SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Bills Nos. 1, 129, 207, 624, 1512, 1527, 1529, 1530, 1531, 1532, 1534, 1535, 1537, 1538, 1539, 1540 and 1541; House Joint Resolutions Nos. 397, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601 and 613.

GREG GLASS, Chief Engrossing Clerk

ROLL CALL

The roll call was taken with the following results:

Present..... 96

Representatives present were Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Windle, Wright, Zachary, Mr. Speaker Casada -- 96

RECESS

Rep. Lamberth moved that the House stand in recess until 3:30 p.m., Monday, April 29, 2019, in order for the General Assembly to meet in Joint Convention at 3:00 p.m. for the purpose of confirming the Honorable Carma Dennis McGee to the Court of Appeals of Tennessee, which motion prevailed.